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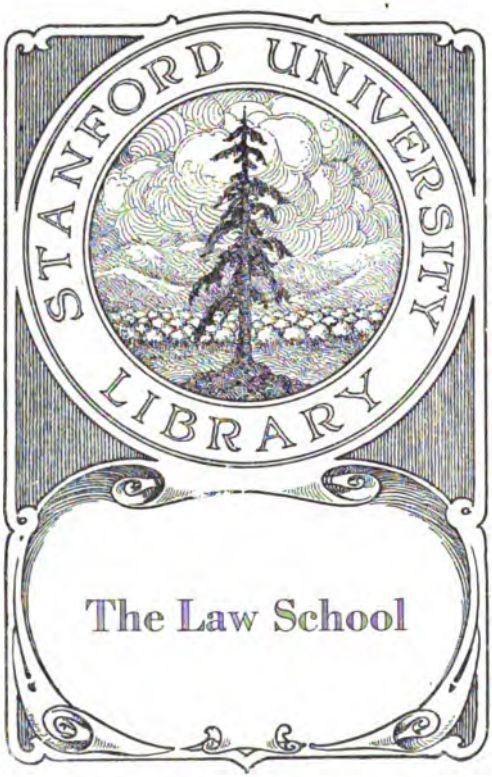

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AND

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OF THE

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OF THE

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PASSED AT THE

REGULAR SESSION OF 1903.

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The Governor still has, at the time of the publication of the Acts for 1903, the Act entitled "An Act to empower towns or cities of five thousand inhabitants and over to subscribe to the maintenance of public libraries," and it is, therefore, not published. The errors set forth below should be noted

WM. ELLIOTT, Jr.,
Code Commissioner.

ERRATA.

The last Act published, p. 279, should be among the "General and Permanent Laws."

Page 2, last line, "1903," should read "1902."

Page 69, last line of title to Act 37, "of" should read "or."

Page 197, 9th line of title to Act 121, "asid" should read "said."

Acts and Joint Resolutions

OF THE

General Assembly

OF THE

STATE OF SOUTH CAROLINA,

Passed at the Regular Session which was begun and held at the City of Columbia on the Thirteenth day of January, A. D. 1903, and was adjourned without day on the Twenty-first day of February, A. D. 1903.

D. C. HEYWARD, Governor. JOHN T. SLOAN, Lieutenant-Governor and *ex officio* President of the Senate. M. L. SMITH, Speaker of the House of Representatives. ROBERT R. HEMPHILL, Clerk of the Senate. T. C. HAMER, Clerk of the House of Representatives.

PART I.

General and Permanent Laws.

No. 1.

AN ACT TO FURTHER DEFINE CONNECTING LINES OF COMMON CARRIERS AND TO FIX THEIR LIABILITIES. A. D. 1903.

Connecting lines of common carriers defined and their liability fixed. Civil Code, § 1711b.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That all common carriers over whose transportation lines, or parts thereof, any freight, baggage or other property received by either of such carriers for through shipment or transportation by such carriers on a contract for through carriage, recognized, acquiesced in or acted upon by

A. D. 1903. such carriers, shall in this State, with the respect to the undertaking and matters of such transportation, be considered and construed to be connecting lines, and be deemed and held to be the agents of each other, each the agent of the others, and all the others the agents of each, and shall be held and deemed to be under a contract with each other and with the shipper, owner and consignees of such property for the safe and speedy through transportation thereof from point of shipment to destination; and such contract as to the shipper, owner or consignee of such property shall be deemed and held to be the contract of each of such common carriers; and in any of the Courts of this State, any through bill of lading, way bill, receipt, check or other instrument issued by either of such carriers, or other proof showing that either of them has received such freight, baggage or other property for such through shipment or transportation, shall constitute *prima facie* evidence of the subsistence of the relations, duties and liabilities of such carriers as herein defined and prescribed, notwithstanding any stipulations or attempted stipulations to the contrary by such carriers, or either of them.

SEC. 2. For any damages for injury, or damage to, or loss, or delay of any freight, baggage or other property sustained anywhere in such through transportation over connecting lines, or either of them, as contemplated and defined in the next preceding Section of this Act, either of such connecting carriers which the person or persons sustaining such damages may first elect to sue in this State therefor, shall be held liable to such person or persons, and such carrier so held liable to such person or persons shall be entitled in a proper action to recover the amount of any loss, damage or injury it may be required to pay such person or persons from the carrier through whose negligence the loss, damage or injury was sustained, together with costs of suit.

SEC. 3. That this Act shall take effect immediately upon its approval by the Governor, and all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 13th day of May, A. D. 1903.

No. 2.

A. D. 1902.

AN ACT TO RATIFY THE AMENDMENT TO SECTION 11, ARTICLE VII., OF THE CONSTITUTION OF 1895, RELATING TO COUNTIES AND COUNTY GOVERNMENT.

Amendment to Constitution, § 11, Art. VII., ratified, excepting certain townships in certain Counties.

Whereas, the General Assembly did, by Joint Resolution, approved the 28th day of February, A. D. 1902, submit to the qualified electors of the State, at the general election next thereafter, an amendment to the eleventh Section of Article VII. of the Constitution of the State of South Carolina, by adding thereto a clause providing; "that this Section shall not apply to the following townships in the following Counties: Dunklin and Oaklawn, in the County of Greenville; the townships of Cokesbury, Ninety-Six and Cooper, in the County of Greenwood; Sullivan Township, in the County of Laurens; Huiett and Pine Grove, in the County of Saluda. That the corporate existence of said townships be, and the same is hereby, destroyed, and all officers under said townships are abolished and all corporate agents removed;" and

Whereas, a majority of the electors qualified to vote for members of the General Assembly, voting thereon at the general election next succeeding the passage of the Joint Resolution, did vote in favor of said amendment.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the amendment to Section 11, of Article VII., of the Constitution of the State of South Carolina, submitted by the last General Assembly to the qualified electors of the State at the general election next thereafter, and upon which a majority of the electors qualified to vote for the members of the General Assembly, voting thereon at the last past general election, voted in favor thereof, be, and the same is hereby, ratified and made a part of the Constitution of the State of South Carolina; that the said amendment so made a part of the said Constitution is as follows: That this Section shall not apply to the following townships in the following Counties: Dunklin and Oaklawn, in the County of Greenville; the townships of Cokesbury, Ninety-Six and Cooper, in the County of Greenwood; Sullivan Township, in the County of Laurens; Huiett and Pine Grove, in the County of Saluda. That the corporate existence of said townships be, and the same

A. D. 1903. is hereby, destroyed, and all officers under said townships are abolished, and all corporate agents removed.

Approved the 23d day of February, A. D. 1903.

No. 3.

AN ACT GRANTING TO THE UNITED STATES THE TITLE OF THIS STATE TO, AND THE JURISDICTION OF THIS STATE OVER, CERTAIN LANDS ON SULLIVAN'S ISLAND, IN CHARLESTON COUNTY, FOR MILITARY PURPOSES.

Title of the State to certain lands in Charleston County, granted to the United States. Civil Code, §§ s. d. 40.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the right, title and interest of this State to, and the jurisdiction of this State over, the following described tract or parcel of land, and land covered with water, situated in the town of Moultrieville, on Sullivan's Island, in the County of Charleston, in this State, be, and the same are hereby, granted and ceded to the United States of America for the enlargement of the military reservations on said island, to wit: All that tract and parcel of land, and land covered with water, bounded on the west by the Fort Moultrie Reservation and parade ground; on the south by lands recently acquired by the United States for fortification purposes; on the east by lands recently acquired by the United States for garrison purposes, and on the north by a line following the meandering or indentations of a line in the sea one hundred yards beyond high water line; the easterly and westerly boundaries to be extended to meet this last mentioned line: *Provided,* That there is hereby reserved to this State a concurrent jurisdiction for the execution within said lands of all process, civil or criminal, lawfully issued by the Courts of this State, and not incompatible with this cession: *Provided, further,* That the portion of Central avenue within the tract herein ceded shall be forever kept open as a public street, and shall, together with its continuation through the government reservation, be kept in proper condition and repair by the government; and this cession shall in no way interfere with any private rights or any franchise heretofore legally granted with reference to said Central avenue: *And Provided, further,* That this State reserves the right to authorize the laying and maintaining of

tracks for railroad or traction purposes on or across the portion of Central avenue ceded, or on lands contiguous thereto, and lying within fifteen feet of the same.

Condition of grant.

SEC. 2. The grant hereinbefore made is upon condition that the said grant shall not be effectual as to any portion of the premises embraced in the foregoing description in which any person or persons have now any right, title or interest, or upon which any person or persons now own or have any structures or improvements, until the United States of America shall have compensated such person or persons for such right, title and interest, and for such buildings, structures and improvements, and acquired the title of such person or persons thereto.

Failure to agree on compensation.

SEC. 3. In case of the failure of the United States of America and any persons interested as aforesaid, or owner as aforesaid, to agree upon the proper compensation to be paid as above provided, the United States of America is authorized to have the same determined by the verdict of a jury, upon application by petition to the Court of Common Pleas for Charleston County, which shall have exclusive jurisdiction of the same, and which shall be served as by law a summons in a civil action in said Court is required to be served, and the same shall be heard without delay at a term of said Court and under the direction of the presiding Judge thereof, and such determination shall be final and without appeal, and upon the amount so found being paid, with all costs of the proceedings, if any, the right and title of the parties shall vest in the United States of America.

SEC. 4. *Be it further enacted,* That all streets, roads and highways, except Central avenue, within the said tract or parcel of land, are vacated and discontinued from the time the said grant becomes effectual.

SEC. 5. This Act shall take effect immediately upon its approval by the Governor.

Approved the 2d day of March, A. D. 1903.

A. D. 1908.

No. 4.

AN ACT GRANTING TO THE UNITED STATES OF AMERICA THE TITLE OF THIS STATE TO, AND THE JURISDICTION OF THIS STATE OVER, CERTAIN LANDS IN CHARLESTON COUNTY NEEDED FOR "IMPROVING THE INLAND WATERWAYS BETWEEN CHARLESTON HARBOR AND A POINT OPPOSITE MCCLELLANVILLE," IN THE SAID COUNTY.

Title of the State to certain lands in Charleston County granted to the United States.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the right, title and interest of this State to, and the jurisdiction and control of this State over, a strip of land, and land covered with water four hundred feet wide and lying two hundred feet on each side of the centre line of the route selected by the United States of America for inland waterways between Charleston harbor and a point opposite McClellanville, be, and the same is hereby, granted and ceded to the United States of America, for the purpose of constructing and improving the said inland waterways between Charleston harbor and a point opposite the town of McClellanville, in the said Charleston County, and is described as follows, to wit: From the cove back of Sullivan's Island following the deepest water of Sullivan's Island Narrows to the bend next east of the point known as Spanish Fort; thence the route leaves the natural waterway, and a marsh cut is to be made across a long bend; thence along the deepest part of the natural waterway to Branch Inlet, and thence back of Isle of Palms to Meeting Reach, and through same to Seven Reaches; thence through Seven Reaches to Dewees Inlet; thence to and through Bull Yard Sound and into Capers Inlet; thence to and through Santee Pass to Price's Inlet; thence to and through Bull Narrows, having one marsh cut across a bend at or near the narrowest part of this passage; thence through Bull Creek and across the marsh to Sewee Creek; thence across marsh to Van Ross Creek; thence down same and across the marsh to Vanderhorst Creek; thence through marsh to Belvedere Creek; thence up Belvedere Creek and through marsh to Salt Pond Creek; thence up Salt Pond Creek and through marsh to Graham's Creek; thence up Graham's Creek, cutting across one sharp bend and through marsh to Owendaw Creek; thence down Owendaw Creek and Harbor River to Long Creek;

thence by Long Creek and a marsh cut to Bull River; thence down Bull River to Five Fathom Creek, which junction is the nearest point in the proposed route to McClellanville: *Provided,* That there is hereby reserved to this State a concurrent jurisdiction for the execution within said lands of all process, civil or criminal, lawfully issued by the Courts of the State, and not incompatible with this cession. A. D. 1908.

Dredging material may be deposited on adjoining marsh lands.

SEC. 2. *Be it further enacted,* That the material dredged from the proposed channel in order to widen and deepen the same may be disposed of by depositing such material upon the adjoining marsh lands outside of the strip of land designated herein, if such disposal be found necessary or desirable for construction or maintenance of said channel: *Provided,* That by the use of said adjoining lands for purposes aforesaid, the United States of America shall not acquire any right, title or interest in or to the said lands outside of the strip four hundred feet wide, excepting the right to deposit material thereon.

Condition of grant.

SEC. 3. The grant hereinbefore made is upon the condition that the said grant shall not be effectual as to any portion of the premises embraced in the foregoing descrption in which any person or persons have now any right, title or interest, or upon which any person or persons have now any legal structures or improvements, until title shall have been acquired by the United States of America to said right, title or interest, or to such structures or improvements.

SEC. 4. All lands and tenements which may be granted as aforesaid to the United States of America shall be, and continue (so long as the same shall be used for the purposes hereinbefore mentioned), exonerated and discharged from all taxes, assessments and other charges which may be imposed under the authority of the State of South Carolina.

Approved the 6th day of February, A. D. 1903.

No. 5.

AN ACT TO SUPPLY BOUND COPIES OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, TO CERTAIN MEMBERS OF THE GENERAL ASSEMBLY, AND TO THE CORONERS OF THIS STATE.

SECTION 1. *Be it enacted* by the General Assembly of the

A. D. 1903.

Librarian to furnish members of the General Assembly and Coroners with copies of the Code of Laws. Civil Code, § 60, amended.

State of South Carolina, That the State Librarian furnish each member of the General Assembly not already provided, and the Coroners of each County in this State, with a bound copy of the Code of Laws of South Carolina, 1902.

Approved the 20th day of February, A. D. 1903.

No. 6.

AN ACT TO ABOLISH THE OFFICE OF PHOSPHATE INSPECTOR, AND TO DEVOLVE THE DUTIES HERETOFORE IMPOSED ON HIM ON THE BOARD OF PHOSPHATE COMMISSIONERS.

Office of Phosphate Inspector abolished. Civil Code, § 136, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the office of Phosphate Inspector be, and the same is hereby, abolished, and the duties heretofore imposed by law upon the said Phosphate Inspector, be, and the same are hereby, devolved upon the Board of Phosphate Commissioners, who shall perform the duties heretofore performed by the Phosphate Inspector without additional compensation: *Provided,* That this Act shall not go into effect until the expiration of the term of office of the present Phosphate Inspector, to wit: 17th August, 1903.

Approved the 23d day of February, A. D. 1903.

No. 7.

AN ACT TO ESTABLISH AN ADDITIONAL VOTING PLACE AT "ROPERS," IN EDGEFIELD COUNTY.

Voting precinct established at Ropers, in Edgefield County. Civil Code, § 208, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That in addition to the voting places already established by law in Edgefield County, there shall be one located at "Ropers," in the said County.

Provisions for transfer of registration books.

SEC. 2. That the Supervisors of Registration for Edgefield County are hereby directed to make out two additional books for such precinct, and to transfer thereto the names of all qualified electors of Edgefield County authorized by law to vote at the same, and also to make out and deliver new certificates to such electors upon the surrender of those held by them.

Approved the 23d day of February, A. D. 1903.

No. 8.

A. D. 1908.

AN ACT TO AMEND SECTION 258 OF THE CIVIL CODE, 1902, BY PRESCRIBING CERTAIN QUALIFICATIONS FOR VOTERS IN AND CERTAIN REGULATIONS IN CONNECTION WITH PARTY REGISTRATION FOR PRIMARY ELECTIONS IN COUNTIES CONTAINING A CITY OF FORTY THOUSAND INHABITANTS OR MORE, AND FOR THE PREVENTION OF FRAUDS AND ILLEGAL VOTING IN THE SAME.

Civil Code, § 258, amended, by adding proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 258 of the Civil Code of 1902, be amended by adding at the end thereof the following:

Provisions for primary elections in Counties having 40,000 inhabitants or over.

Provided, That in Counties containing a city of forty thousand inhabitants or more, the following provisions shall obtain for all primaries, State, County and municipal: Each voter in any primary election must be of the age prescribed by the rules of the party and must have been a resident of the State for one year, and in the County in which he offers to vote for sixty days next preceding such primary; and he must have been duly registered in the party registration of voters, under the regulations prescribed by the rules of the party, at least sixty days before the holding of such primary election on a club roll which shall have been duly filed as hereinafter provided for, and he shall have paid his poll tax sixty days prior to any such primary election. It shall be the duty of the President and Secretary, and of either or both of them, of every party club or similar organization in such Counties as aforesaid, to file in the office of the County Auditor of the County, sixty days before the date of every primary election in such party, the club list or club roll of registered members of such club or other similar organization, arranged alphabetically, and numbered consecutively, certified under the hands of said officers, giving places of residence, indicating street and number of the street in cities or other localities where street numbering is generally employed; and such certified lists or rolls shall remain in said office under the care and the custody of the County Auditor, subject at all times during the usual hours when the said office may be open to public inspection, examination and copying by interested parties, subject only to such restrictions as may be necessary to the preservation and safe guarding of the same; and it shall be the duty of the County Auditor, on demand, upon payment of his fees in advance, not exceeding the sum of one

A. D. 1908.

(1) cent for every name, with its appropriate data, to furnish within the space of five (5) days after such demand a copy or copies of any one or more of said certified lists or rolls; and the said original certified lists or rolls so filed as aforesaid, shall remain until called for and receipted for by the proper representative of the County or the municipal Executive Committee, who shall withdraw the same not sooner than the day before the said primary, as to lists or rolls of city clubs, or three (3) days before as to other clubs. The club rolls which have been so filed shall constitute the registration list at the respective precincts in all primary elections. No name shall be added to said list or rolls after they have been so filed with the Auditor, nor shall further registration or registration certificate be required as a prerequisite to voting at any primary. At the same time and place, the said President and Secretary, either or both of them shall file, together with the said club lists or rolls, the written application for membership hereinabove mentioned; and these applications shall be preserved as permanent records in the said Auditor's office for the space of one year after filing of same, subject to the same provisions for examination by interested parties as applied to the club rolls. It shall be the duty of the County Treasurer to prepare and file in the office of the County Auditor, sixty days before such primary, a list, alphabetically arranged and numbered, of all persons who have paid their poll tax at the time of the preparation and filing of said list, including therein those who are by law exempt from the payment of a poll tax. Every one, however, who is exempt from the payment of a poll tax shall file with the County Treasurer, at least sixty days before the primary, an affidavit to that effect, or otherwise satisfy the County Treasurer to that effect, or else his name shall not be placed on the said lists and he be entitled to vote at the approaching primary. At the same time the County Treasurer shall furnish a duplicate list (to that furnished the Auditor) to the Chairman of the Executive Committee of the party about to hold the primary; and the said Executive Committee shall divide these names into as many lists as there are to be polling places at the primary, so that each name may be assigned to its proper polling place, and no name shall appear on more than one list, and these lists shall be lodged by the Chairman of the Executive Committee, municipal or County, in the office of the County Auditor, fifteen days prior to any election, for the purposes of examination,

Fees.

List to be filed.

A. D. 1908.

revision or correction by any person or persons interested, who upon affidavit filed that he has been assigned to the wrong precinct, or been omitted from the list, shall be entitled to have a correction made by the Chairman of the Executive Committee and these segregated lists shall be published by the Chairman of the Executive Committee in a daily newspaper published in the County where such election is held, and such publication shall be at the expense of the Executive Committee, County or municipal. The lists, when corrected, shall be delivered to the Executive Committee at the same time as the club rolls. And the appearance of the name of any person upon the certified poll tax list herein provided for shall be sufficient evidence of the payment of the said poll tax, and said list shall remain under the care and custody of the County Auditor, subject at all times during the usual hours when the said office may be open, to public inspection, examination and copying by interested parties, subject only to such restrictions as may be necessary to the preservation and safe guarding of the same; and it shall be the duty of the County Auditor, on demand, upon payment of his fees in advance, not exceeding the sum of one cent for every name, with its appropriate data, to furnish within the space of five days after such demand a copy or copies of any one or more of said certified lists or rolls. No person shall be qualified to vote at said primary unless his name appear on both the said lists so filed as aforesaid, and then only at the polling place appropriate, under the rules of the party, to said registered residence. The failure of any officer mentioned in this Section to properly perform the duties made incumbent on him hereby, shall be deemed a misdemeanor, punishable by a fine of not less than twenty-five ($25) dollars, nor more than two hundred ($200) dollars, or by imprisonment for a period of not exceeding three (3) months, or both, at the discretion of the Court; so that said Section as amended shall read as follows:

Penalty for violation of duty.

Section 258. That candidates in all Counties in which there is a city containing twenty thousand inhabitants, or more, shall have the right to appoint a watcher at each polling place to look after the interest of such candidates. And in all cities of twenty thousand inhabitants or over, there shall be a party registration of voters under regulations to be prescribed by the rules of the party: *Provided,* That in Counties containing a city of forty thousand inhabitants or more, the following provisions shall obtain for all primaries, State, County and muni-

Civil Code, § 258, amended, by adding proviso.

A. D. 1908.

cipal: Each voter in any primary election must be of the age prescribed by the rules of the party, and must have been a resident of the State for one year, and in the County in which he offers to vote for sixty days next preceding such primary; and he must have been duly registered in the party registration of voters, under the regulations prescribed by the rules of the party, at least sixty days before the holding of such primary election, on a club roll which shall have been duly filed as hereinafter provided for, and he shall have paid his poll tax sixty days prior to any such primary election. It shall be the duty of the President and Secretary, and of either or both of them, of every party club or similar organization in such Counties as aforesaid, to file in the office of the County Auditor of the County, sixty days before the date of every primary election in such party, the club list or club roll of registered members of such club or other similar organization, arranged alphabetically and numbered consecutively, certified under the hands of said officers, giving places of residence, indicating street and number of the street in cities or other localities where street numbering is generally employed, and such certified lists or rolls shall remain in said office under the care and the custody of the County Auditor, subject at all times during the usual hours when the said office may be open, to public inspection, examination and copying by interested parties, subject only to such restrictions as may be necessary to the preservation and safe guarding of the same; and it shall be the duty of the County Auditor, on demand, upon payment of his fees in advance, not exceeding the sum of one (1) cent for every name, with its appropriate data, to furnish within the space of five (5) days after such demand a copy or copies of any one or more of said certified lists or rolls; and the said original certified lists or rolls so filed as aforesaid, shall remain until called for and receipted by the proper representative of the County or the municipal Executive Committee, who shall withdraw the same not sooner than the day before the said primary, as to lists or rolls of city clubs, or three (3) days before as to other clubs. The club rolls which have been so filed shall constitute the registration list at the respective precincts in all primary elections. No name shall be added to said list or rolls after they have been so filed with the Auditor, nor shall further registration or registration certificate be required as a prerequisite to voting at any primary. At the same time and place, the said

Fees.

President and Secretary, either or both of them shall file, together with the said club lists or rolls, the written application for membership hereinabove mentioned; and these applications shall be preserved as permanent records in the said Auditor's office for the space of one year after filing of same, subject to the same provisions for examination by interested parties as applied to the club rolls. It shall be the duty of the County Treasurer to prepare and file in the office of the County Auditor, sixty days before such primary, a list, alphabetically arranged and numbered, of all persons who have paid their poll tax at the time of the preparation and filing of said list, including therein those who are by law exempt from the payment of a poll tax. Every one, however, who is exempt from the payment of a poll tax shall file with the County Treasurer, at least sixty days before the primary, an affidavit to that effect, or otherwise satisfy the County Treasurer to that effect, or else his name shall not be placed on the said lists and he be entitled to vote at the approaching primary. At the same time, the County Treasurer shall furnish a duplicate list (to that furnished the Auditor) to the Chairman of the Executive Committee of the party about to hold the primary; and the Executive Committee shall divide these names into as many lists as there are to be polling places at the primary, so that each name may be assigned to its proper polling place, and no name shall appear on more than one list, and these lists shall be lodged by the Chairman of the Executive Committee, County or municipal, in the office of the County Auditor, fifteen days prior to any election, for purposes of examination, revision or correction by any person or persons interested, who upon affidavit filed that he has been assigned to the wrong precinct, or been omitted from the list, shall be entitled to have a correction made by the Chairman of the Executive Committee, and these segregated lists shall be published by the Chairman of the Executive Committee in a daily newspaper published in the County where such election is held, and said publication shall be at the expense of the Executive Committee, County or municipal. The lists, when corrected, shall be delivered to the Executive Committee at the same time as the club rolls, and the appearance of the name of any person upon the certified poll tax list herein provided for shall be sufficient evidence of the payment of the said poll tax, and said list remain under the care and custody of the County Auditor, subject at all times during the usual hours when the

List to be filed.

A. D. 1903.

said office may be open, to public inspection, examination and copying by interested parties, subject only to such restrictions as may be necessary to the preservation and safe guarding of the same; and it shall be the duty of the County Auditor, on demand, upon payment of his fees, in advance, not exceeding the sum of one cent for every name, with its appropriate data, to furnish within the space of five days after such demand a copy or copies of any one or more of said certified lists or rolls. No person shall be qualified to vote at said primary unless his name appear on both the said lists so filed as aforesaid, and then only at the polling place appropriate, under the rules of the party, to said registered residence. The failure of any officer mentioned in this Section to properly perform the duties made incumbent on him hereby, shall be deemed a misdemeanor, punishable by a fine of not less than twenty-five (25) dollars, nor more than two hundred ($200) dollars, or by imprisonment for a period of not exceeding three (3) months, or both, at the discretion of the Court.

Penalty for violation.

Approved the 23d day of February, A. D. 1903.

No. 9.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FIX THE COMPENSATION TO BE PAID TO THE COUNTY, OFFICERS OF THE VARIOUS COUNTIES IN THIS STATE," APPROVED 27TH DAY OF FEBRUARY, 1902, RELATING TO THE SALARY OF THE AUDITOR OF AIKEN COUNTY.

Law as to salary of County Auditors, Civil Code, § 841, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2 of an Act entitled "An Act to fix the compensation to be paid to the County officers of the various Counties in the State," approved 27th day of February, 1902, be amended by striking out in the fourth printed line thereof the word "eleven," and inserting "twelve" in lieu thereof, and by striking out in the fifth printed line the word "seven," and inserting "eight" in lieu thereof; so that said Section as amended shall read:

Salaries of County Auditors.

Section 2. That the County Auditors of the various Counties shall receive annual salaries, as follows: Abbeville, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Aiken, twelve hundred dollars,

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eight hundred to be paid by the State and four hundred by the County; Anderson, fifteen hundred dollars, one thousand thereof to be paid by the State and five hundred by the County; Bamberg, eight hundred dollars, five hundred and thirty-three to be paid by the State and two hundred and sixty-seven to be paid by the County; Barnwell, twelve hundred and fifty dollars, of which eight hundred and fifty to be paid by the State and four hundred by the County; Beaufort, twelve hundred dollars, of which eight hundred to be paid by the State and four hundred by the County; Berkeley, eight hundred and twenty-five dollars, five hundred and fifty thereof to be paid by the State and two hundred and seventy-five by the County; Charleston, thirty-two hundred dollars, of which twenty-two hundred to be paid by the State and one thousand by the County; Cherokee, eight hundred dollars, five hundred and thirty-four dollars thereof to be paid by the State and two hundred and sixty-six by the County; Chester, one thousand dollars, six hundred and sixty-six and two-thirds dollars thereof to be paid by the State and three hundred and thirty-three and one-third dollars by the County; Chesterfield, seven hundred dollars, of which four hundred and seventy-five to be paid by the State and two hundred and twenty-five by the County; Clarendon, eight hundred dollars, five hundred thereof to be paid by the State and three hundred by the County; Colleton, one thousand dollars, of which six hundred to be paid by the State and four hundred by the County; Darlington, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Dorchester, eight hundred dollars, five hundred thereof to be paid by the State and three hundred by the County; Edgefield, one thousand dollars, six hundred and sixty-six dollars to be paid by the State and three hundred and thirty-four by the County; Fairfield, one thousand dollars, six hundred and sixty-six dollars thereof to be paid by the State and three hundred and thirty-four dollars by the County; Florence, nine hundred dollars, six hundred to be paid by the State and three hundred by the County; Georgetown, one thousand dollars, six hundred and fifty thereof to be paid by the State and three hundred and fifty by the County; Greenville, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Greenwood, nine hundred dollars, six hundred thereof to be paid by the State and three hundred

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by the County; Hampton, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Horry, seven hundred and fifty dollars, five hundred thereof to be paid by the State and two hundred and fifty by the County; Kershaw, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Lancaster, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Laurens, one thousand dollars, six hundred and sixty-six to be paid by the State and three hundred and thirty-four to be paid by the County; Lexington, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; Marion, nine hundred and thirty-seven dollars, six hundred and twenty-five thereof to be paid by the State and three hundred and twelve by the County; Marlboro, eight hundred dollars, five hundred and thirty-three thereof to be paid by the State and two hundred and sixty-seven by the County; Newberry, one thousand dollars, six hundred and sixty-six 2-3 dollars thereof to be paid by the State and three hundred and sixty-three 1-3 dollars by the County; Oconee, nine hundred dollars, of which six hundred dollars to be paid by the State and three hundred dollars by the County; Orangeburg, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Pickens, six hundred and seventy-five dollars, four hundred and fifty thereof to be paid by the State and two hundred and twenty-five by the County; Richland, one thousand six hundred dollars, one thousand to be paid by the State and six hundred by the County; Saluda, eight hundred dollars, five hundred and twenty-five by the State and two hundred and seventy-five by the County; Spartanburg, sixteen hundred dollars, of which one thousand and sixty-seven dollars to be paid by the State and five hundred and thirty-three by the County; Sumter, twelve hundred dollars, eight hundred thereof to be paid by the State and four hundred by the County; Union, nine hundred dollars, six hundred dollars to be paid by the State and three hundred dollars by the County; Williamsburg, nine hundred dollars, six hundred thereof to be paid by the State and three hundred by the County; York, thirteen hundred dollars, eight hundred and sixty-six thereof to be paid by the State and four hundred and

thirty-four by the County. That in addition to the salaries herein provided for, the County Auditors shall receive a fee of twenty-five cents for each conveyance of real estate transferred upon the records of their respective offices, such fee to be paid by the person or persons presenting the conveyance for transfer.

Approved the 23d day of February, A. D. 1903.

No. 10.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES IN THIS STATE," APPROVED 27TH DAY OF FEBRUARY, 1902, BY INCREASING THE SALARY OF THE COUNTY TREASURERS OF THE COUNTIES OF CHEROKEE AND UNION.

Act 1902, amending Civil Code, § 895, amended, so as to increase salary of Treasurers of Union and Cherokee Counties.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 3 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties in this State," approved 27th day of February, 1902, be amended by inserting next after the word "Auditor," on the fifth printed line thereof, the words, "except in the Counties of Cherokee and Union, where the compensation to be paid to said Treasurers shall be one thousand dollars, of which six hundred and sixty-six dollars shall be paid by the State and three hundred and thirty-four by the County;" and by changing the period after said word "Auditor" into a semicolon; so that said Section as amended shall read:

Salary of County Treasurer the same as Auditor.

Section 3. That the County Treasurer in each of the Counties of the State shall receive the same salary as that paid to the County Auditor of such County, the salary of such Treasurer to be paid by the State and the County, in the same proportion as that of the County Auditor; except in the Counties of Cherokee and Union, where the compensation to be paid to said Treasurers shall be one thousand dollars, of which six hundred and sixty-six dollars shall be paid by the State and three hundred and thirty-four by the County. That in addi-

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Entitled to charge fifty cents for each tax execution.

tion to the salary so provided for, each of the County Treasurers of the State shall be entitled to charge of delinquent taxpayers fifty cents for each tax execution issued against such delinquent, such fee not to be chargeable against the County.

Approved the 2d day of March, A. D. 1903.

No. 11.

AN ACT TO AMEND SECTION 633 OF THE CIVIL CODE (VOL. I, CODE OF LAWS, 1902), SO AS TO REQUIRE THE SERGEANT-AT-ARMS OF THE SENATE TO TAKE CARE OF THE FURNITURE OF THE SENATE CHAMBER AND SENATE COMMITTEE ROOMS, AND TO REQUIRE THE SERGEANT-AT-ARMS OF THE HOUSE OF REPRESENTATIVES TO TAKE CARE OF THE FURNITURE OF THE HALL OF REPRESENTATIVES AND COMMITTEE ROOMS OF THE HOUSE.

Civil Code, § 633, amended, so as to require the Sergeant-at-Arms of the General Assembly to take charge of committee rooms.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 633 of the Civil Code (Vol. 1, Code of Laws, 1902,) be amended by adding thereto the following proviso: *Provided,* The Sergeant-at-Arms of the Senate shall take special charge and care of, and be held responsible for, the furniture of the Senate Chamber and Senate Committee Rooms, packing up such as may need packing, and occasionally inspecting and caring for the same during the recess of the Senate; so that, as amended, the said Section shall read as follows:

Section 633. The Secretary of State is *ex officio* Keeper of the State House and Grounds, and is charged with the care of the entire property belonging to the State therein, and may make such repairs and improvements from time to time as may be necessary. He shall employ the labor of convicts on and around the grounds, so far as can be made available. He shall contract for and furnish all fuel and gas necessary for the offices of the Executive Department and for the General Assembly; and shall keep an account monthly of the gasometers and electric meters in the State House, and audit all accounts for furnishing gas for the use of the State House: *Provided,* The Sergeant-at-Arms of the Senate shall take special charge

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and care of, and be held responsible for, the furniture of the Senate Chamber and Senate Committee Rooms, packing up such as may need packing, and occasionally inspecting and caring for the same during the recess of the Senate; and shall receive as compensation therefor the same mileage and per diem for each day actually engaged as he receives during the sessions of the Legislature: *Provided,* He shall not be paid for more than six days pay during any one year: *Provided, further,* The Sergeant-at-Arms of the House shall take special charge and care of and be held responsible for the furniture of the Hall of Representatives and House Committee Rooms, packing up such as may need packing, and occasionally inspecting and caring for the same during the recess of the House; and shall receive as compensation therefor the same mileage and per diem for each day actually engaged as he receives during the session of the Legislature: *Provided,* He shall not be paid for more than six days during any one year.

Approved the 23d day of February, A. D. 1903.

No. 12.

Civil Code, § 661, amended.

AN ACT TO FURTHER REGULATE THE APPOINTMENT AND PAY OF STATE CONSTABLES, BY STRIKING OUT SECTION 661, CIVIL CODE (BEING IN VOL. I, CODE OF LAWS, 1902), PAGE 271, AND INSERT A SECTION IN LIEU THEREOF.

Governor to appoint a Chief State Constable.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 661 of the Civil Code (Vol. I, Code of Laws 1902,) be stricken out and the following be substituted therefor: Section 661. The Governor shall have authority to appoint one Chief State Constable, who shall hold office during the pleasure of the Governor, at a salary of fifteen hundred dollars a year and such expenses as the Governor may deem proper when said Chief State Constable is on duty away from his office. The State Board of Directors of the Dispensary shall provide an office at the State Dispensary for said Chief State Constable. The Chief State Constable, with the advice of the Governor, may appoint one or more State Constables at a salary of not more than two dollars per day

Who shall appoint seven assistants.

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and such expenses as the Chief State Constable may deem proper when on duty, and seven Assistant Chief Constables at not more than three dollars each per day and such expenses as the Chief State Constable may deem proper, and also one or more detectives at reasonable compensation. All accounts for per diem and expenses allowed by the Chief State Constable shall be approved by the Governor before payment. These officers shall be charged with the enforcement of the Dispensary law, their salary and expenses as herein provided to be paid from the Dispensary fund in the same manner as the salary of the State Commissioners. The Chief State Constable shall give bond in the sum of one thousand dollars, and the Assistant Chief Constables and Constables shall give bond in the sum of five hundred dollars each, before entering upon the duties of their offices, with surety or sureties to be approved by the Attorney General, conditioned for the faithful performance of the duties of their office; and in case of breach of said bond, suit may be brought thereon by any person aggrieved thereby, either in the County where any of the obligors reside or in any County where said breach may have occurred: *Provided*, That the Governor shall report the appointment of said Chief State Constable, and all appointments of Assistant Chief Constables made by the Chief State Constable, to the General Assembly at the next ensuing session, giving the date and term of service thereof.

Accounts.

Bond.

Proviso.

Approved the 19th day of February, A. D. 1903.

No. 13.

AN ACT TO REQUIRE BANKS HAVING ON DEPOSIT STATE FUNDS TO RENDER TO THE STATE TREASURER AT DESIGNATED TIMES STATEMENTS SHOWING BALANCES ON HAND TO CREDIT OF THE STATE.

Banks having on deposit State funds to make quarterly statements to Treasurer.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That each bank which has funds of the State on deposit shall, on or before the fifth day of January, April, July and October, respectively, in each year render to the State Treasurer a certified statement showing the bal-

ance or balances on hand to the credit of the State at the close of business on the last day of the preceding month: *Provided,* This shall not conflict with existing rule of the Financial Board requiring monthly statements from State depositories. A. D. 1903.

Penalty for failure to render statement.

SEC. 2. That in case any bank shall fail to render such statement, without good cause shown, it shall be the duty of the Treasurer to at once withdraw all State deposits from such bank and close its account.

Approved the 23d day of February, A. D. 1903.

No. 14.

AN ACT TO REQUIRE THE STATE TREASURER TO PUBLISH A QUARTERLY STATEMENT SHOWING THE AMOUNT OF MONEY ON HAND AND THE BANKS IN WHICH THE SAME IS DEPOSITED.

State Treasurer to publish a quarterly statement of money on hand and where deposited.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on and after the approval of this Act by the Governor, the State Treasurer shall publish, quarterly, in one daily paper in the city of Columbia, a statement showing the amount of money on hand and in what banks the same is deposited, and the respective funds to which the same belongs.

Approved the 23d day of February, A. D. 1903.

No. 15.

AN ACT TO ADD ANOTHER SECTION TO ARTICLE XI., UNDER TITLE, "THE STATE GEOLOGIST," CODE OF LAWS OF SOUTH CAROLINA, 1902, VOLUME I, AFTER SECTION 740, TO BE KNOWN AS SECTION 740a, TO PROVIDE SPECIMENS OF MINERALS OF THIS STATE FOR CLEMSON AGRICULTURAL AND MECHANICAL COLLEGE.

A new Section added to Civil Code, to follow § 740, as § 740a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That a Section be added to Article XI., under title, "The State Geologist," Civil Code of South

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Carolina, Vol. 1, after Section 740, to be known as Section 740a, and to read as follows:

State Geologist to furnish institutions of learning with specimens of minerals.

Section 740a. That the State Geologist furnish to Clemson Agricultural and Mechanical College as many duplicate specimens of minerals collected by him as may be practicable: *Provided*, Said College shall pay transportation charges.

Approved the 2d day of March, A. D. 1903.

No. 16.

Civil Code, Art. XII., beginning with § 741, amended.

AN ACT TO AMEND AN ACT TO CREATE A STATE BOARD OF ENTOMOLOGY, TO DEFINE ITS POWER AND PRESCRIBE ITS DUTIES, AND PROVIDE FOR THE INSPECTION OF FRUIT TREES, VINEYARDS AND VEGETABLE FARMS, TO PREVENT CONTAGIOUS DISEASES, AND DESTROY DESTRUCTIVE INSECTS IN ORCHARDS, VINEYARDS AND OTHER PLACES IN THE STATE.

State Board of Entomology.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on or before April the 1st, 1901, and every two years thereafter, the Board of Trustees of Clemson College shall designate three members of the said Board, who shall constitute and be known as the State Board of Entomology, and who shall be charged especially with the execution of the provisions of this Act.

Powers.

SEC. 2. That the said Board is hereby authorized and empowered to make such rules and establish such regulations consistent with the laws of this State and of the United States, for the government of the inspection, certification, sale, transportation and introduction of trees, plants, shrubs, cuttings, buds, vines, bulbs or roots, that the said Board may deem necessary or advisable to prevent the introduction or dissemination of destructive insects and plant diseases.

Entomologist to be appointed.

SEC. 3. That the said Board shall have power to appoint an Entomologist who shall be a skilled horticulturist, and an assistant Entomologist, if in their judgment it shall be impracticable for the Entomologist so to be appointed to discharge the duties hereby devolved upon him; and such Entomologist shall act as an inspector under the provisions of this Act; and it

shall be the duty of said Board to promulgate rules and regulations in accordance with this Act for the guidance of said Entomologist, and his assistant, if one shall be appointed, in the duties devolving upon him under the provisions hereof.

Compensation.

SEC. 4. That the said Board shall fix the salary of said Entomologist, and of his assistant, if one shall be appointed; the said salary shall be paid out of the funds now provided by law for the uses of Clemson College; and in addition to said salaries such expenses as the said Board may allow, for traveling and other incidental expenses of the Entomologist and his assistant, and the issuing of reports or other publications, shall be paid out of the funds provided for the uses of Clemson College.

Empowered to enter any premises.

SEC. 5. That the said Entomologist, or his assistant, is hereby authorized and empowered to enter upon any premises in this State for the discharge of the duties hereby prescribed, or that may be prescribed by said Board; and any person or persons who shall pester or hinder him in the discharge of such duties shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding one hundred dollars, or by imprisonment in the County jail not exceeding thirty days.

Power to destroy infested trees.

SEC. 6. The Entomologist shall have power, under the regulations of the said Board, to visit any section of the State where insects injurious to or destructive of plants are believed to exist, and shall determine whether any infested trees or plants or vineyards are worthy of remedial treatment or should be destroyed; and he shall report his findings in writing to the owner of the premises where such trees or plants or vineyards are situated, or to his agent or tenant, and a copy of his report shall also be submitted to the said Board. In case of objection to the finding or report of the Inspector, an appeal may be had to the said Board, who shall have the power to summons witnesses and hear testimony on oath, and whose decision shall be final. Upon the finding of the Inspector in any case of infested trees or plants or vineyards, the treatment prescribed by him shall be executed by the owner of the premises, unless an appeal is taken, and the cost of material incident to such treatment shall be borne by the owners of the premises: *Provided, however,* That in case the trees or plants or vineyards shall be condemned by the Inspector, they shall be destroyed

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by his direction by the owner of the premises, and the expenses of the said action shall be borne by the owner of the premises: *Provided,* That failure or refusal on the part of the owner of the premises to execute the treatment prescribed by the Entomologist, or to destroy trees, plants or vineyards as directed by him, shall be deemed a misdemeanor, and upon conviction thereof such owner shall be punished by a fine not exceeding one hundred dollars or imprisonment in the County jail not exceeding thirty days: *And Provided, further,* That the provision in reference to destroying plants shall not refer to cotton, corn, grain or such other field plants as are not subject to sale and transportation. No compensation shall be paid to the owner of the premises for any plant that shall thus be destroyed.

Sale of infested plants prohibited.

SEC. 7. It shall be unlawful to sell or offer for sale or transport within this State plants, buds, trees, shrubs, vines, tubers, roots and cuttings that have not been inspected or bear the inspection tag of the said Entomologist; and any person or persons violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum not exceeding one hundred dollars, or imprisonment in the County jail not exceeding thirty days.

SEC. 8. It shall be unlawful for any grower of fruit trees, nurserymen or corporation to ship within this State any trees, shrubs, cuttings, vines, bulbs or roots without having the same previously examined by said Entomologist, or by his assistant, within six months next preceding date of such shipment, a certificate of such inspection in such form as may be adopted by said Board to accompany each box or package. Any person or corporation violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding one hundred dollars or be imprisoned in the County jail not exceeding thirty days.

See Criminal Code.

SEC. 9. That all fruit growers, nurserymen or corporations residing in this State, dealing in or handling fruit trees, shrubs, cuttings, vines, bulbs or roots, shall be compelled to have his or their or its stock inspected annually, on or before the 1st day of November of each year. If upon such inspection such stock is found to conform to the requirements of said Board, the Inspector shall furnish a certificate to that effect; or if such stock does not conform to the requirements of said Board, then

the said Inspector may cause the same to be destroyed, at the expense of the owner thereof. A. D. 1908.

SEC. 10. That all persons or corporations residing without the limits of the State, dealing in trees, plants, cuttings, shrubs, vines or roots, shall register his, their or its name, and file a copy of his, their or its certificate of inspection, furnished by the Entomologist or Inspector or duly authorized official of the State in which he, they or it resides, with the Chairman of the said Board, which shall state that, in addition to inspection, the nursery stock has been fumigated under the direction of the official issuing the certificate. Upon failure to comply with this requirement, any of said articles that may be shipped into this State may be confiscated or destroyed by the authority of the said Board.

SEC. 11. Upon filing the proper certificate as above prescribed, and upon request of any person or persons residing without the limits of this State, dealing in or handling trees, shrubs, cuttings, vines, bulbs or roots, in this State, the certificate of the said Board of Entomology will be issued to the same without charge, and official tags, bearing the *fac simile* copy of such certificate and the seal of the Board of Entomology, will be furnished such applicants at cost.

SEC. 12. No transportation company or common carrier shall deliver any box, bundle or package of trees, shrubs, cuttings, vines, bulbs or roots, shipped by parties residing without the limits of this State to any consignee at any station in this State, unless each box, bundle or package is plainly labeled with a certificate of inspection furnished by the official Entomologist of the State in which said stock was grown, and also with the official tag of this Board herein provided for. Any person or persons violating the provisions of this Section shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in a sum not exceeding one hundred dollars. For the enforcement of this Section, the Sheriff of each County in the State is hereby authorized and empowered, and it shall further be his duty, to seize such goods that do not bear the official tag of this Board, and hold the same until inspected and pronounced by the Entomologist, whom he shall notify at once, to be free from the diseases and insects declared to be injurious by the said Board. See Criminal Code.

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SEC. 13. When two or more reputable citizens of any County in this State notify the Chairman of the State Board of Entomology that noxious insects or plant diseases exist in their County, it shall be his duty to have the Entomologist promptly investigate the matter, and take such steps as authorized and prescribed in this Act and by the State Board of Entomology.

SEC. 14. This Act shall take effect from and after its passage.

Approved the 23d day of February, A. D. 1903.

No. 17.

AN ACT TO AMEND SECTION 761 OF THE CIVIL CODE OF SOUTH CAROLINA, VOL. I, IN SO FAR AS THE SAME REFERS TO COLLETON COUNTY.

Civil Code, § 761, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 761 of the Civil Code of South Carolina, Vol. I, be amended by adding thereto, after the word "Colleton," in the first line thereof, the words "County, one of said Commissioners shall be present, and may act with the County Supervisor, or the two Commissioners may act together;" and in the same line, after the word "Oconee," by striking out the word "Counties" and inserting the word "County" in lieu thereof; so that said Section, as amended, shall read:

Special provisions as to County Board of Commissioners in certain Counties.

Section 761. In Colleton County, one of said Commissioners shall be present, and act with the County Supervisor, or the two Commissioners may act together; and in Oconee County, one of said Commissioners shall be present, and may act with the County Supervisor in awarding all contracts for the repair of highways and bridges, where the contract price exceeds ten dollars, and shall likewise be present when said repairs are to be inspected and received. In the Counties of Colleton and Orangeburg, in addition to the duties now devolved by law upon such Boards, said Board of Commissioners for said Counties shall have joint control of the County chain-gang and Poor House farm, and shall prepare and keep a record of the roads, with the number of miles of each highway, and the num-

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ber of bridges over ten feet in length on each of said roads; and shall also furnish a certified statement of the receipts and expenditures of all the County officers, and shall transmit the same to the members of the General Assembly not later than ten days after the opening of the session thereof; and in the Counties of Dorchester and Marlboro, the Commissioners shall, on or before the second Monday of each and every month, file with the Clerk of the Court of Common Pleas a full and itemized statement of all the purchases, disbursements and expenditures during the preceding month, which statement shall be open for public inspection.

Approved the 2d day of March, A. D. 1903.

No. 18.

AN ACT TO ABOLISH THE OFFICE OF TOWNSHIP COMMISSIONER IN BAMBERG COUNTY, AND MAKE THE GENERAL LAW AS TO COUNTY GOVERNMENT AND ASSESSMENT OF PROPERTY FOR TAXATION, APPLICABLE THEREIN.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the office of Township Commissioner in the County of Bamberg be, and is hereby, abolished.

Two County Commissioners to be appointed for Bamberg County.

SEC. 2. There shall be two County Commissioners appointed for said County, by the Governor, on the recommendation of the members of the General Assembly from said County, who in the County of Bamberg shall each receive an annual salary of one hundred and five dollars, and who, together with the County Supervisor, shall constitute the County Board of Commissioners for said County, and shall exercise all the powers and discharge all the duties imposed on County Commissioners under the General Laws of this State.

SEC. 3. That Township Boards of Assessors shall be appointed in Bamberg County, under the provisions of the General Law of this State.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Approved the 23d day of February, A. D. 1903.

A. D. 1903.

No. 19.

AN ACT TO AMEND SECTION 816 OF THE CODE OF LAWS OF SOUTH CAROLINA, VOLUME I, SO AS TO INCLUDE LAURENS COUNTY IN THE PROVISIONS OF SAID SECTION.

Civil Code, § 816, amended, so as to include Laurens County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 816 of the Code of Laws of South Carolina be, and the same is hereby, amended by inserting the word "Laurens" between the words "Pickens" and "Orangeburg," on the third line of said Section; so that said Section when amended shall read as follows:

Supervisior may borrow money in certain Counties.

Section 816. The County Supervisor, with the approval of the County Board of Commissioners in each of the Counties of Greenville, Pickens, Laurens, Orangeburg, Abbeville, Hampton, Berkeley, Anderson, Sumter, Chester, Richland and Georgetown, is hereby authorized and empowered, for the present and any succeeding fiscal year, to borrow, upon the faith and credit of the County, a sufficient sum or sums of money to pay, in advance of the collection of taxes therefor, ordinary County expenses, school claims and past due claims against the County, and as security for the repayment of said loans, with interest, to pledge the taxes to be collected and applicable to the claims for the payment of which said money shall have been borrowed: *Provided,* That the amount borrowed in any year for any of said purposes, shall not exceed the tax levy therefor for that year, and that the rate of interest shall not exceed seven per cent. per annum: *Provided, further,* That in the County of Greenville, the sum borrowed for the payment of school claims shall not exceed five thousand dollars in any year.

Purpose.

Security.

Limit.

Interest.

Greenville.

Approved the 16th day of February, A. D. 1903.

No. 20.

AN ACT TO AMEND SECTION 812 OF THE CIVIL CODE, 1902, SO AS TO INCLUDE BERKELEY COUNTY IN THE PROVISO.

Civil Code, § 812, amended, so as to include Berkeley County in the Proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 812 of the Civil Code,

1902, be, and the same is hereby, amended by inserting between the word "Abbeville" and the word "and," on line ten, the word "Berkeley;" so that said Section when thus amended shall read as follows: A. D. 1903.

Section 812. It shall be the duty of the Commissioners to furnish the Probate Judge, Auditor, School Commissioner, Clerk of Court, Sheriff, Treasurer and Master in Equity, of their respective Counties, office room, together with necessary furniture and stationery for the same, which shall be kept at the Court House of their respective Counties; and they shall also supply the offices of the said officials with fuel, light, postage and other incidentals as are necessary to the proper transaction of the legitimate business of the said officers: *Provided*, That in the Counties of Abbeville, Berkeley and Union no postage shall be furnished to any of the said officers, except the Auditor, Probate Judge, Treasurer and Superintendent of Education, which shall each be allowed postage to the amount of three dollars. County officers to be furnished certain things by the County.

Approved the 2d day of March, A. D. 1903.

No. 21.

AN ACT TO AMEND SECTION 826, CIVIL CODE (BEING VOL. I, AT PAGE 315, CODE OF LAWS, 1902).

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 826, Civil Code (being Vol. 1, at page 315, Code of Laws 1902), be amended by inserting on the second last printed line of said Section, between the word "dollars" and the word "and," the following words: "And in the County of Abbeville, where it shall be seven thousand dollars;" so that the said Section as amended shall read as follows: Civil Code, § 826, amended, so as to include Abbeville County.

Section 826. The Sheriff of the several Counties, before receiving their commissions, shall enter into bonds, to be executed by them, and any number of sureties, not exceeding twelve nor less than two, to be approved by a majority of the Board of County Commissioners, in the sum of ten thousand dollars; except in the County of Charleston, where the bond Amount of bond and number of sureties.

A. D. 1903.

of the Sheriff shall be in the sum of twenty-five thousand dollars; and in the Counties of Spartanburg and Greenville, in each of which the bond of the Sheriff shall be fifteen thousand dollars; and in the County of Horry, the bond shall be four thousand dollars; and in the Counties of Edgefield and Saluda, where it shall be six thousand dollars; and in the County of Abbeville, where it shall be seven thousand dollars. And every Sheriff shall procure other satisfactory security when duly required.

Approved 21st day of February, A. D. 1903.

No. 22.

AN ACT TO AMEND THE LAW RELATING TO MAGISTRATES.

Law as to Magistrates and Constables amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the law as to Magistrates and Constables, their location, jurisdiction, salaries, etc., shall be as now provided by law, except as hereinafter provided, to wit:

Aiken.

Aiken County—There shall be Magistrates, whose jurisdiction shall extend over the entire County, with salaries as follows: First District, one, Aiken, Clearwater, Upper Millbrook, salary five hundred dollars; Second District, one, Ellenton, salary sixty dollars; Third District, one, Windsor and White Pond, salary one hundred dollars; Fourth District, one, Sally and Perry, salary sixty dollars; Fifth District, one, Wagner, salary sixty dollars; Sixth District, one, Beulah and Sievern, salary sixty dollars; Seventh District, one, Wards and Shaws, salary sixty dollars; Eighth District, one, Chinquapin and McTeer's, salary sixty dollars; Ninth District, one, Vaucluse, salary one hundred dollars; Tenth District, one, Graniteville, salary two hundred dollars; Eleventh District, one, Langley and Bath, salary two hundred and seventy dollars; Twelfth District, one, Schultz, salary one hundred and twenty-five dollars; Thirteenth District, one, Hammond's, salary one hundred dollars; Fourteenth District, one, Lower Millbrook and Sleepy Hollow, salary sixty dollars; Fifteenth District, one, Silverton, salary one hundred dollars; Sixteenth District, one, Warrenville, salary sixty dollars.

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Anderson.

Anderson County—Twenty-two Magistrates shall be appointed for the County of Anderson, of whom two shall reside in the city of Anderson, one in Broadaway Township, one at Pelzer, one at Piedmont, one at Belton, and the others shall be distributed over the County as may best subserve the public welfare. The two residing in said city of Anderson, and the one at Pelzer, shall each receive an annual salary of one hundred and fifty dollars; the Magistrate at Belton and the Magistrate at Williamston and the Magistrate at Pendleton, seventy-five dollars each, and all others in the County each fifty dollars. If any such Magistrate shall neglect the duties of his office, or shall fail to pay over to the County Treasurer the fees, costs and fines collected by him, he shall be liable to indictment in the Court of General Sessions, and upon conviction shall be punished as if guilty of larceny to the amount not so paid over, and shall be removed from office. All blanks required in the prosecution of criminal cases shall be furnished by the County Commissioners upon the requisition of the several Magistrates, as they may be required in the performance of the duties of their office.

Bamberg.

Bamberg—That there shall be for Bamberg County, five Magistrates, one each for the towns of Bamberg, Denmark, Ehrhardt and Olar, and one for Fish Pond. Said Magistrates shall each appoint a Constable, who shall execute a good and sufficient bond, in the penal sum of two hundred and fifty dollars, conditioned for the faithful performance of their duties. That said Magistrates shall receive the following salaries, to wit: At Bamberg, two hundred and seventy-five dollars; at Denmark, three hundred dollars; at Ehrhardt, one hundred dollars; at Olar, one hundred and ten dollars, and at Fish Pond, ninety dollars. And the Constables appointed by said Magistrates shall receive as salaries, to wit: Bamberg, two hundred and twenty-five dollars; Denmark, two hundred dollars; Ehrhardt, one hundred dollars; Olar, one hundred dollars, and Fish Pond, ninety dollars. That said salaries shall be in lieu of all costs and fees in criminal cases, and in full for any and all work, which they do in holding inquests or while acting as Coroner. And each of said Magistrates shall, in case of the failure or inability of the Coroner to attend and hold an inquest, act as Coroner. And the salaries herein provided for Magis-

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trates' Constables shall be in full of all work done for the County, or in criminal cases, or in empanelling juries for the Coroner, or any Magistrate acting as Coroner; and it shall be the duty of the Magistrates, on request of the reputable citizens of the neighborhood, to hold an inquest in the absence of the Coroner; and it shall be the duty of the Magistrates for Bamberg County to sentence all persons, male or female, convicted of any offence as provided by law, to hard labor on the public works, such work to be performed at such place as the County Supervisor may direct. And the Constables are hereby required to transport and deliver all prisoners convicted and sentenced to hard work to the County chaingang, unless otherwise directed by the County Supervisor. And said Constables shall be allowed five cents mileage, one way, for the nearest route for each prisoner so transported and delivered to said County chaingang. That the salaries of Magistrates and their Constables shall be paid monthly, and before any Magistrate shall be entitled to the compensation herein provided, he shall, at the end of each month, make a statement, under oath, and file the same with the Clerk of Common Pleas, showing the number of warrants issued by him, giving the name of the party and offence charged, showing the disposition of the case, if tried, whether convicted or acquitted, and if convicted, the sentence of the Court; and further declare, under oath, as follows: I, , Magistrate for the County of Bamberg, do solemnly swear, that since the receipt of my commission as Magistrate, bearing date day of , 190 , I have not compromised any case brought before me, except the State vs. (stating the nature of the compromise), and that I have deposited all the cash and fines, etc., received with the County Treasurer of Bamberg County, so help me God." Any one swearing falsely shall, upon conviction, be punished as for perjury.

Beaufort.

Beaufort County—Eight Magistrates shall be appointed in Beaufort County, with the following salaries: One at Beaufort, seven hundred dollars; one for St. Helena Township, three hundred dollars; one for Yemassee Township, three hundred dollars; one at Port Royal, two hundred and fifty dollars; one each for Sheldon, Coosawhatchie, Bluffton and Hilton Head Townships, each two hundred dollars. Each of

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the said Magistrates may appoint one Constable at the following salaries, to be paid by the County: for Beaufort, two hundred and fifty dollars; for Bluffton Township, one hundred dollars, and an additional Constable, to be appointed by the Governor, who shall reside in the town of Bluffton, at a salary of one hundred dollars; for Yemassee and St. Helena Township, each one hundred and twenty-five dollars; for Hilton Head Township, seventy-five dollars, and the Constables for the other places, one hundred dollars each. Said Constables also to receive five cents a mile of necessary travel in the performance of their duties, when the same can be collected from the defendants, and one additional Constable to be appointed by the Magistrate of St. Helena Island to reside at the Carolina Packing Company and to be paid by them. That the jurisdiction of the Magistrates now or hereafter appointed for the County of Beaufort, resident at or near Hardeeville, be and hereby is extended over the territory of Hampton County to the limit of five miles in each and every direction from the Charleston and Savannah Railway depot in said village of Hardeeville, in criminal cases: *Provided,* He shall only have jurisdiction to issue warrants for and arrest persons charged with crime in Hampton County, and deliver them to the authorities of Hampton County for trial. All persons arrested charged with any offense against the laws of the State in the County of Beaufort shall be carried before the Magistrate nearest the place where the offense was committed for trial or preliminary examination, as the case may be, and all civil actions in said Courts shall be tried in the township in which the defendant resides, subject to the right of removal as provided by law.

Berkeley.

Berkeley—There shall be fourteen Magistrates in Berkeley County, who shall be *bona fide* residents of the said County, and shall be distributed as follows: One near Holly Hill; one in the neighborhood of Hilton's Cross Road; one in the neighborhood of Carn's Cross Road; one in the neighborhood of Ten Mile Hill; one in or near the town of Eutawville; one in the neighborhood of Calamus Pond; one in the neighborhood of the Court House; one near Oakley Depot; one in or near the town of St. Stephen's; one in the neighborhood of Blake Post Office; one near Wren's Post Office; one near Honey Hill; one in the vicinity of Cain Hoy; and the other in the neighborhood of

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Charleston. Charleston County—There shall be for the city of Charleston four Magistrates, one of whom shall be known as a Judicial Magistrate, and three as Ministerial Magistrates. The Judicial Magistrate shall have jurisdiction to hear and determine all cases properly brought before him, but cannot practice in the Magistrates' Courts. The Ministerial Magistrates may bring all actions and prepare all cases triable in the Magistrates' Courts, but cannot hear and determine any cases whatever excepting when acting as Judicial Magistrate in cases hereinafter provided.

The Magistrates of the city of Charleston shall each enter into a bond to the State, with sureties in the sum of one thousand dollars, and shall receive, as full compensation for all claims against the County whatever, the following salary each: The Judicial Magistrate at the rate of nine hundred dollars per annum, and each Ministerial Magistrate at the rate of six hundred dollars per annum, said salary to be paid on orders or warrants of the County Board of Commissioners by the County Treasurer. The Recorder of the city of Charleston is hereby clothed with all the powers, duties and jurisdiction of a Judicial Magistrate, except that he shall not receive any additional compensation, and shall not have the authority of a Magistrate to appoint a Constable.

In case of the disability, inability from any cause, absence from the State, death or resignation of the Judicial Magistrate, his place shall be filled until such disability or inability has been removed, or until the return of said Magistrate, or until his successor has been appointed and quaified by the Recorder of the city of Charleston; and in case of the disability, inability or absence from the State of both the said Judicial Magistrate and Recorder, then the Governor shall appoint some person learned in the law to temporarily fill the place, such person to serve without compensation, unless compensated by said Judicial Magistrate and Recorder.

In the absence of the Recorder of the city of Charleston,

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owing to sickness or other unavoidable cause, the Police Court of said city shall be held by the Judicial Magistrate of said city, and only in case of the absence of said Judicial Magistrate owing to sickness or other unavoidable cause shall such Police Court be held by one of the other Magistrates of said County, to be designated by the Mayor of said city, or by one of the Aldermen thereof designated by said Mayor.

The Magistrates of the County of Charleston, outside of the city of Charleston, shall be located as follows: One on Edisto Island, one on Wadmalaw Island, two on John's Island, one on James Island, one on Sullivan's Island, one in the Parish of St. Andrew, one at the town of Mt. Pleasant, one at Owendaw Bridge, on Owendaw Creek, which divides the Parish of St. James Santee from Christ Church Parish, one in Christ Church Parish, to be located at or near the Seven Mile Store: *Provided,* That he shall receive no fees when acting as Coroner, but a salary of one hundred and fifty dollars per annum, and one at McClellanville; and they shall have jurisdiction as Magistrates and Deputy Coroners over any and every part of said County outside of the said city. And there shall also be a Magistrate at or near Ten Mile Hill, in and for said County of Charleston, whose jurisdiction shall be limited to the territory bounded on the north by the line dividing the County of Berkeley from the County of Charleston, and on the east by the Cooper River, and on the south by the northern line of the city of Charleston, and on the west by the Ashley River. Each of said Magistrates outside of the city of Charleston shall receive a salary of one hundred and fifty dollars per annum.

There shall also be one Magistrate for that portion of said County embraced between Cooper River on the east and the confluence of Ashley and Cooper Rivers on the south, and Ashley River on the west, and the northern line of said County running from the Ashley River to the mouth of Goose Creek, where it enters into the Cooper River; his jurisdiction shall be limited to his part of said County embraced as aforesaid. He shall have the same duties and powers as the Ministerial Magistrate in said city, and he shall return his cases to and try them in the Magistrates' Courts in the said city of Charleston, and shall be a part of the system of said Magistrates' Courts. He shall enter into a bond with the State (with sureties) in

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the sum of one thousand dollars, as is required of the Magistrates of the said city of Charleston, and he shall receive as full compensation for all claims whatever against the County a salary of five hundred dollars per annum.

Each Magistrate in said County is authorized to appoint one Constable to perform such duties as are now by law provided, and to employ an extra Constable, if any of them deem it necessary, for the collection of delinquent poll taxes. Said Constable shall be allowed for his services the sum of twenty-five cents for each poll collected, which sum shall be charged against the delinquent in the same manner as Treasurers' costs and penalties are charged. The Constables appointed outside of the city of Charleston shall each receive out of the funds of the said County a salary of one hundred dollars per annum, except the Constable appointed by the Magistrate of the Parish of St. Philips, outside of said city, who shall receive a salary of three hundred dollars per annum. The Constables appointed for the city of Charleston shall each receive a salary of three hundred dollars out of the funds of said County.

Cherokee.

Cherokee County—The Judicial Districts shall be as follows: The First District shall embrace Limestone Township; the Second shall embrace White Plain Township; the Third District shall embrace Draytonville Township; the Fourth District shall embrace Gowdeysville Township; the Fifth District shall embrace Morgan, and the Sixth shall embrace Cherokee Township. The said Magistrates and their Constables shall each receive from said County, as compensation for their services and in lieu of all fees and costs in criminal cases, the following salaries per annum, payable quarterly, to wit: the two Magistrates for the First District, residing at Gaffney, one hundred dollars each, payable quarterly, and they may direct all criminal process to the Sheriff of the County, who shall receive no additional salary for same, other than is now allowed by law for said Sheriff, but for the service of all civil process issuing from said Magistrate's Court, the fees now allowed by law for Constables, and the said Magistrates shall have jurisdiction over Cherokee County, and the Magistrates of the Sixth District, residing at Blacksburg, shall receive one hundred dollars, and the Constable for said Magistrate shall receive one hundred dollars as a salary; and all other Magistrates for said County

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each shall receive forty dollars, and their Constables each fifty dollars, payable quarterly. Three additional Magistrates shall be appointed in said County, as follows: One for Limestone Township, near Grassey Pond, one for Cherokee Township, who, with his Constable, shall reside and have police power at Cherokee Falls, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and one who shall reside at or near Littlejohn's Precinct, with concurrent jurisdiction with the Magistrates of the Third and Fourth Districts; and the said additional Magistrates shall each appoint one Constable, and they and their Constables shall each, respectively, receive the same salary as the Magistrates and Constables of the Fourth District.

Chester.

Chester County—In Chaster County there shall be eight Judicial Districts, and one Magistrate and one Constable shall be appointed for each of said Districts. The First Judicial District shall be composed of Court House, Chester and Sandy River Townships; salary of Magistrate, three hundred and fifty dollars; salary of Constable, two hundred dollars per annum. The Second Judicial District shall be composed of Lewisville Township; salary of Magistrate, one hundred dollars; salary of Constable, sixty dollars per annum. The Third Judicial District shall be composed of Landsford Township; salary of Magistrate, one hundred dollars; salary of Constable, sixty dollars per annum. The Fourth Judicial District shall be composed of Rossville Township; salary of Magistrate, fifty dollars; salary of Constable, fifty dollars per annum. The Fifth Judicial District shall be composed of Baton Rouge Township; salary of Magistrate, sixty dollars; salary of Constable, fifty dollars per annum. The Sixth Judicial District shall be composed of Halsellville Township; salary of Magistrate, fifty dollars; salary of Constable, fifty dollars per annum. The Seventh Judicial District shall be composed of Hazlewood Township; salary of Magistrate, fifty dollars; salary of Constable, forty dollars per annum. The Eighth Judicial District shall be composed of Blackstocks Township; salary of Magistrate, fifty dollars; salary of Constable, forty dollars.

Chesterfield.

Chesterfield County—Nine Magistrates shall be appointed for Chesterfield County, one for each township, who shall reside therein, and one at or near Brock's Mill, whose salaries in

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said Constables shall subscribe and file with the County Board of Commissioners an affidavit that all fines, costs and fees paid to or collected and received by him in criminal cases and proceedings, have been paid over to the County Treasurer of said County.

Clarendon.

Clarendon County—Magistrates shall be appointed in Clarendon County as follows: One shall reside in the town of Manning, one at or near New Zion Church, one at Foreston, one at Pinewood, one at or near Paxville, and one at or near St. Paul. The Magistrates appointed to serve outside of the town of Manning shall each appoint one person to act as Constable, in serving the processes of their respective Courts, removable at pleasure. It shall be the duty of the Sheriff of Clarendon County to perform all the duties of Constable for the Magistrate at Manning, in criminal cases, without receiving any extra compensation therefor. In lieu of all fees and costs for criminal proceedings heretofore paid them by the County, the Magistrate at Manning shall be allowed a salary of three hundred dollars per annum, and each of the other Magistrates the sum of one hundred dollars, except the Magistrate at or near St. Paul, who shall receive a salary of two hundred and fifty dollars per annum; and each Constable appointed as aforesaid shall receive a salary of seventy-five dollars per annum, except the Constable to the Magistrate at or near St. Paul, whose salary shall be one hundred dollars per annum. Said salaries shall be payable quarterly, on the first of January, April, July and October, by the County Treasurer, out of the County funds, upon the orders of the County Supervisor. Each Magistrate so appointed shall give a bond of five hundred dollars for the faithful performance of his duties, to be approved by the Judge of the Third Circuit.

Colleton.

Colleton County—There shall be twelve Magistrates in the County of Colleton, including the Magistrates for Osborne, provided for by Act, approved February 25, 1902; one of whom shall hold his Court in the town of Walterboro. Each of said Magistrates is authorized and empowered to appoint a Constable for his Court, who upon such appointment, taking the oath of office and filing his bond as now required by law, shall have all the powers and discharge all the duties of a Constable. Each of the said Magistrates and Constables shall receive an

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annual salary of sixty-five dollars; except the Magistrate appointed for Walterboro, who shall receive a salary of one hundred and fifty dollars per annum, and except the Constable appointed for Walterboro, who shall receive an annual salary of one hundred and twenty-five dollars; such salaries to be in lieu of all costs against the County, including inquisitions, when such Magistrates shall be acting as Coroner: *Provided*, That any of the Magistrates in the said County, who having been duly deputized by the Coroner of said County to hold any inquests, when so doing shall divide with the Coroner, one-half the fees now provided by law for the Coroner: *Provided, further*, That said Magistrates and Constables shall be entitled in addition to the salary herein provided for, to receive fees and costs in civil cases, and that said Constables shall also receive five cents for each mile traveled in conveying prisoners to the County jail. Each Constable shall be required to make return upon oath, on all warrants of arrest placed in his hands for execution by said Magistrates, at the expiration of ten days, when failing to effect arrests, and upon failing to make such return shall be liable to pay a forfeit of two dollars for each offense, said forfeit to be deducted from his salary by the County Board of Commissioners upon information given to them by the Magistrate duly certified under his hand and seal.

Darlington.

Darlington County—There shall be appointed in Darlington County five Magistrates, as follows: Two at Darlington Court House, to be known as Magistrate No. 1 and Magistrate No. 2, and one each at the following places: Lamar, Hartsville and Society Hill. Said Magistrates shall have jurisdiction throughout the County, and receive compensation as now provided by law. Each Magistrate may appoint one Constable, who shall receive an annual salary as follows: If the two Magistrates at Darlington Court House can agree upon the appointment of the same Constable, such Constable shall receive a salary of five hundred dollars; if they cannot so agree, then the Constable appointed by Magistrate No. 1 shall be paid a salary of three hundred and fifty dollars, and the Constable appointed by Magistrate No. 2 shall be paid a salary of one hundred and fifty dollars; the Constables appointed by the other Magistrates shall have salaries as follows: At Lamar, three hundred dollars; at Hartsville, two hundred and fifty dollars, and at

Society Hill, one hundred and twenty-five dollars; which annual salaries shall be in lieu of all costs in criminal cases: *Provided,* That each Constable shall receive five cents per mile each way for conveying prisoners to prison or chaingang, in addition to the actual expenses incurred in such transportation: *And Provided, further,* That the nearest of said Magistrates shall hold inquests when necessary, and receive the sum of two dollars and fifty cents for viewing a dead body and granting a burial permit, and five dollars for holding an inquest.

Dorchester.

Dorchester County—There shall be appointed in Dorchester County six Magistrates, as follows: One each at the following places: St. George, Harleyville, Ridgeville, Summerville, Knightville, and one in Collins Township, said Magistrates shall have jurisdiction throughout the County and receive as compensation annual salaries as follows: The Magistrate at St. George, Ridgeville and Summerville shall receive one hundred and twenty-five dollars, the Magistrate at Harleyville, Knightville and in Collins Township shall receive fifty dollars said compensation shall be in full for all costs and fees in criminal cases except as hereinafter provided. Each Magistrate shall appoint one Constable, who shall receive an annual salary equal to the salary of the Magistrate appointing him, which salary shall be in lieu of all costs in criminal cases: *Provided,* That each Constable shall receive four cents per mile each way for conveying prisoners to prison or chaingang in addition to the actual expenses incurred in such transportation: *And Provided, further,* That the nearest of said Magistrates shall hold inquests when necessary and receive the sum of two dollars and fifty cents for viewing a dead body and granting a burial permit and five dollars for holding an inquest. The salaries herein provided shall be paid monthly by warrant of the County Supervisor on the County Treasurer.

Edgefield.

Edgefield County—There shall be in Edgefield County, eight Judicial Districts, as follows, to wit: The First District shall embrace those parts of Wise and Pickens Townships not in District Two; the Second District shall embrace Shaw Township, and that portion of Merriwether, Wise and Pickens Townships within the following limits, to wit: East of the old Stage Road from Kendrick's by the Tillman Place, Mt. Vintage, to Mays, and then turn to the right, leaving the Old

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County of Edgefield, and the provisions of this Act, shall be authorized and empowered to appoint and employ a person to act as Constable, who shall receive from the County as compensation for his services the same amount as that received by the Magistrate making such appointment, and which shall be paid in the same manner.

Greenwood.

Greenwood County—Eleven Magistrates shall be appointed for Greenwood County, and no more. One shall be commissioned for each of the following places, viz: Greenwood, Ninety-six, Hodges, Troy, Bradley, Verdery, Coronaca, Ware's Shoals, Gaines, Lyon and Kinard's Store; each shall have his office at the place for which he shall be appointed: *Provided,* The Magistrate commissioned for Gaines shall be authorized in his discretion to designate Kirksey as the place for the hearing of any cause coming within his jurisdiction or to be investigated by him. Each of said Magistrates shall receive as compensation for his services and in lieu of all costs and fees in criminal cases, the sum of fifty dollars; except the Magistrate at Greenwood, who shall receive one hundred and fifty dollars, and the Magistrate at Ninety-Six, who shall receive one hundred dollars. In addition to their salaries they shall receive, when called upon to act as Coroner, the fees allowed by law for such services. Each of said Magistrates is authorized to appoint a Constable to serve and execute such process as he may issue. Each Constable shall receive as compensation for his services, and in lieu of all costs and fees in criminal cases, the sum of fifty dollars per annum, except the Constable for the Magistrate in the town of Greenwood, who shall receive one hundred and fifty dollars per annum. Said Constables shall be paid, in addition to their salaries, for conveying prisoners to jail or to the chaingang, at the rate of six cents per mile for each mile of necessary travel, computed from the office of the Magistrate to the jail or to the chaingang, as the case may be; the salaries and other compensation of Magistrates and Constables, as herein provided, shall be due and payable quarterly upon the orders of the County Supervisor; and that the County Board of Commissioners be authorized and required to furnish Magistrates with the necessary blanks used in criminal cases. Each of said Magistrates shall collect and pay over to the County Treasurer all costs and fees to which

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he or the Constable employed or appointed by him would have been entitled, but for the provisions of this Section, together with all fines collected. He shall, at least ten days prior to each term of the Court of General Sessions of the County, make out and file with the Clerk of said Court a certified transcript of his criminal docket, which shall show the amount of fees, costs and fines imposed, and the amount collected thereon, which transcript shall be for the investigation of the grand jury, and shall be in lieu of the investigation of the books and records of the Magistrates of the County as now provided by law.

Lancaster.

Lancaster County—One Magistrate at Lancaster Court House, for Gill's Creek and Cane Creek Townships, who shall receive a salary of three hundred and fifty dollars, and he shall appoint a Constable, who shall receive the same salary as said Magistrate. One Magistrate at Heath Springs for Pleasant Hill Township, who shall receive a salary of sixty dollars, and who shall appoint a Constable, who shall receive a salary of seventy-five dollars; and one Magistrate for the Judicial District embracing Kershaw, who shall receive a salary of one hundred dollars, and who shall appoint a Constable, who shall receive the same salary as said Magistrate; all other Magistrates in the County shall receive each a salary of fifty dollars, and each of these Magistrates shall appoint a Constable who shall receive each a salary of sixty dollars. The salaries to be paid as is now provided by law.

Lee.

Lee County—There shall be six Magistrates in the County of Lee, to be appointed according to law, who shall receive the following salaries: The Magistrate whose jurisdiction shall be Bishopville Township, and who shall hold his office at Bishopville, shall be two hundred dollars; the Magistrate whose jurisdiction shall be Turkey Creek Township, shall hold his office at Lucknow, one hundred and twenty-five dollars; the Magistrate for Lynchburg Township, whose jurisdiction shall be Lynchburg Township, one hundred and twenty-five dollars; the Magistrate whose jurisdiction shall be St. Charles and Mechanicsville Township, one hundred and twenty-five dollars; the Magistrate whose jurisdiction shall be Ionia and Spring Hill Township, one hundred and twenty-five dollars, and the Magistrate whose jurisdiction shall be Stoke's Bridge and

Cypress Township, shall be one hundred and twenty-five dollars. Each Magistrate shall appoint a Constable, who shall receive the same salary as the Magistrate.

Marion.

Marion County—Magistrates in Marion County shall be as follows: One Magistrate at Marion Court House, who shall receive an annual salary of three hundred and fifty dollars, and who shall appoint a Constable, who shall receive an annual salary of one hundred and fifty dollars; one Magistrate at Dillon, to receive an annual salary of one hundred and fifty dollars, and to appoint a Constable, who shall receive an annual salary of one hundred and fifty dollars per annum, in lieu of all costs and fees in criminal matters; two Magistrates to reside south of the Wilmington, Columbia and Augusta Railroad, and one in Harlleesville Township, each to receive an annual salary of sixty dollars, and each to appoint a Constable, at the annual salary of sixty dollars; one Magistrate at or near Mullins, to receive an annual salary of one hundred dollars, to appoint a Constable at an annual salary of one hundred dollars; one Magistrate at or near Latta, one in Hillsboro Township, one in Kirby Township, and one in Manning Township, each of whom shall receive an annual salary of eighty dollars, each to appoint a Constable, who shall receive an annual salary of eighty dollars: *Provided,* Each and every of the aforesaid salaries shall be paid quarterly, and shall be in full of all fees and costs in criminal cases: *Provided, further,* That on each quarterly account as above required, there shall be the affidavit of the claimant, to the effect that all costs, fees and fines in criminal cases collected by or for the claimant, to date, have been fully turned over to the County Treasurer, to which shall be appended an itemized statement of same, and the receipt or copy receipt of the Treasurer therefor: *Provided,* That before any Constable so appointed enters upon the duties of his office, he shall file with the Clerk of the Court of said County a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act; and such certificate shall be conclusive evidence of the official character of said Constable: *Provided, further,* That any Magis-

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trate may direct his papers to the Sheriff for service, and in such case the Sheriff shall serve same and shall receive the same compensation therefor which the Constable would be entitled to for same service: *Provided, further,* That any one undertaking the position of Constable shall serve for at least one year, whether he finds the office profitable or not, and shall serve all papers while Constable and perform all duties as Constable, when required by the Magistrate, on pain of indictment for official misconduct.

Marlboro.

Marlboro County—Seven Magistrates shall be appointed, each of whom shall have jurisdiction throughout the County. First. Two of said Magistrates shall keep their offices in the town of Bennettsville, and each shall receive annually a salary of two hundred dollars. Second. One shall be appointed for Clio, who shall receive annually a salary of one hundred and fifty dollars. One shall be appointed for McColl, who shall receive an annual salary of two hundred dollars. Third. One shall be appointed for Brownsville and Blenheim, who shall receive annually a salary of one hundred dollars. One shall be appointed for Brightsville and one for Smithville, each of whom shall receive annually a salary of fifty dollars. Fourth. Each of said Magistrates, except the two who are required to hold their offices in Bennettsville, may appoint a Constable, who shall annually receive the following salaries, to wit: The Constable appointed for McColl shall receive a salary of one hundred dollars, and the one for Clio shall receive a salary of seventy-five dollars, and the one for Brownsville and Blenheim shall receive a salary of sixty dollars, and the ones appointed for Brightsville and Smithville, respectively, shall each receive annually a salary of forty dollars; and the Sheriff of said County shall, *ex officio,* act as the Constable of the two Magistrates at Bennettsville, receiving therefor annually a salary of two hundred and fifty dollars, in addition to the salary of thirteen hundred and fifty dollars paid him as Sheriff: *Provided,* That in lieu of appointing a Constable, any Magistrate appointed for said County may, by certificate in writing, filed in the Clerk's office of said County, designate the Sheriff to act as his Constable, in which case said Sheriff shall receive the salary herein provided to be paid to the Constable of such Magistrate: *Provided, further,* That nothing herein contained shall

prevent any Magistrate from appointing, and each of said Magistrates is hereby expressly authorized to appoint said Sheriff to act as Constable in any criminal case or proceeding where the Constable appointed by him fails or refuses to perform his duty; and in the event such special appointment is made, the Sheriff shall be entitled to receive the fees now provided by law for such service, the amount of which shall be deducted from the salary of the Constable thus failing or refusing to perform his duty. Sixth. That before any Constable so appointed enters upon the discharge of the duties of his office, he shall file with the Clerk of Court of said County a certificate of his appointment, signed by the Magistrate appointing him, subscribe the oath and give the bond as now provided by law for Constables; and said Clerk shall thereupon give to such Constable, under his official seal, a certificate to the effect that said Constable has complied with the provisions of this Act, and such certificate shall be conclusive evidence of the official character of said Constable. That said Constable shall serve all papers and execute all processes in criminal cases or proceedings issued by the Magistrate appointing him. Seventh. That the salaries herein provided to be paid to said Magistrates, Constables and Sheriff shall be in lieu of all costs and fees in all criminal cases and proceedings, both as against the County and defendant or defendants: *Provided,* That nothing herein contained shall affect the fees of said Sheriff when executing processes issued out of the Court of General Sessions. Eight. Said salaries shall be payable quarterly by the County Treasurer of said County, upon the warrant of the County Board of Commissioners for the same: *Provided,* That before such warrant is issued, each of said Magistrates shall exhibit to said County Board of Commissioners both his civil and criminal dockets: *Provided, further,* That each of said Magistrates and each of said Constables shall subscribe and file with said Board an affidavit that all fines, costs and fees paid to or collected and received by him in criminal cases and proceedings, has been paid over to the County Treasurer of said County; and said Sheriff shall sign and file with said Board as to fines, costs and fees paid to or collected and received by him. Ninth. That the County Board of Commissioners of said County, at the expense of the County, shall furnish to each of

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said Magistrates a criminal and civil docket: *Provided,* That for services rendered since the 1st day of May, A. D. 1902, by the Sheriff of said County of Marlboro, as *ex officio* Constable, the County Board of Commissioners of said County shall audit and pay him a salary at the rate hereinbefore provided, in addition to the salary of thirteen hundred and fifty dollars allowed him as Sheriff, in lieu of all other claims against the County for such service, and any act of said County Board of Commissioners in auditing and paying such sum is hereby validated and confirmed.

Newberry.

Newberry County—In Newberry County, eleven Magistrates shall be appointed, one of whom shall reside in Township No. 1, one in town of Prosperity, one in the town of Little Mountain, one each in Townships Nos. 3, 4, 5, 6, 7, 10 and 11. The Magistrate in Newberry shall receive an annual salary of two hundred and forty dollars; in Prosperity, ninety-six dollars; in Township No. 4, one hundred dollars; in Township No. 3, twenty-five dollars, and in all others thirty-six dollars each per annum; said salaries shall be in lieu of all fees in criminal cases and shall be paid quarterly. Each of said Magistrates may appoint a Constable, who shall receive the same salary as the Magistrate appointing him, in lieu of all fees in criminal cases, and each Constable shall also receive five cents per mile each way for each mile necessarily traveled in serving and executing warrants in criminal cases in Court of General Sessions and for conveying prisoners after conviction to the jail or chain-gang. The Sheriff of the County shall act as Constable for any Magistrate who does not appoint a Constable, and shall receive as his compensation the salary herein provided for the Constable. Each Magistrate shall file with the Clerk of the Court of Common Pleas and General Sessions a certificate of the appointment of his Constable, and said Constable, before entering upon the discharge of his duties, shall file with the said Clerk a bond in the penal sum of two hundred dollars in the form required by law for Constables. The County Supervisor shall furnish dockets and blanks for said Magistrates for criminal cases only: *Provided,* That the Constable appointed as aforesaid shall serve throughout the County all papers issued in criminal cases by Magistrates appointing them, except in case where said Constables are not able to serve the

same for good and sufficient cause, which cause shall be made to appear by affidavit on any account rendered against the County by the person actually serving the same: *Provided, further,* That the County Board of Commissioners shall furnish a suitable office for the Magistrate in the town of Newberry. The jurisdiction of each Magistrate shall extend throughout the County and shall not be confined to the township in which he resides. A. D. 1908.

Orangeburg County—Shall be divided into Judicial Districts, as follows: District No. 1 shall be comprised of the townships of City, Orange, Zion, Middle and that part of Caw-Caw lying to the west of Orangeburg and Columbia Road, with one Magistrate, who shall hold his office at the Court House, and whose salary shall be four hundred and fifty dollars per annum, with one Constable, whose salary shall be four hundred and fifty dollars per annum. District No. 2 shall be comprised of the townships of Amelia, Lyons, and that part of Caw-Caw lying east of the Orangeburg and Columbia Road, with one Magistrate and one Constable, whose salaries shall be one hundred and seventy-five dollars per annum; said Magistrate shall hold his Court at least three days in each week in the town of St. Matthews. District No. 3 shall be comprised of the townships of Branchville, New Hope and Cow Castle, with one Magistrate and one Constable, whose salaries shall be one hundred and fifty dollars each per annum. The said Magistrates shall have at least one office day at the town of Bowman, and at least two office days at the town of Branchville, each week. District No. 4 shall be comprised of the townships of Poplar, Providence, Goodbys and Vances, with one Magistrate and one Constable, whose salaries shall be one hundred and fifty dollars each per annum. The said Magistrate shall have at least one office day in each week in the town of Elloree. District No. 5 shall be comprised of the townships of Edisto and Union, with one Magistrate and one Constable, whose salaries shall be one hundred and twenty-five dollars each per annum. District No. 6 shall be comprised of the townships of Willow and all that part of Goodland not included in District No. 7, lying east of a straight line drawn from the mouth of Goodland Swamp, on the South Edisto River, to Jones' Bridge, on the North Edisto River, Orangeburg.

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with one Magistrate and one Constable, whose salaries shall be one hundred dollars each per annum. District No. 7 shall be comprised of the territory situated to the west of a line drawn as set forth in District No. 6, with one Magistrate and one Constable, whose salaries shall be seventy-five dollars each per annum. District No. 8 shall comprise the township of Elizabeth, with one Magistrate and one Constable, whose salaries shall be eighty-five dollars each per annum. District No. 9 shall comprise the township of Pine Grove, with one Magistrate and one Constable, whose salary shall be fifty dollars each per annum, with his office at the town of Lone Star. District No. 10 shall be comprised of the townships of Hebron and Liberty, with one Magistrate and one Constable, whose salaries shall be fifty dollars each per annum. Each of said Magistrates shall be a resident of the district for which he is appointed, and shall reside therein during his term of office. In all criminal actions triable by said Magistrates they shall have exclusive jurisdiction within the Courts of their Magisterial Districts. In prosecutions cognizable by the Courts of General Sessions and in civil cases within their jurisdiction said Magistrates shall each have jurisdiction throughout the limits of the County. But prosecution and civil actions may be removed from one Magistrate to another for the same causes, and in the same manner as is provided by law. In cases of sickness, absence, or temporary disability of Magistrate, the nearest Magistrate is authorized to hear and determine any cause that may arise within the jurisdiction of the Magistrate so absent, sick or disabled, as aforesaid. All Constables herein, in addition to their respective salaries, shall receive five cents per mile for necessary travel for transporting prisoners to the chaingang or to the County jail.

Pickens.

Pickens County—There shall be appointed one Magistrate for each township in Pickens County, except in Central Township, where there shall be three, one of whom to reside at Cateechee and one at Calhoun, the Magistrates at Cateechee and Calhoun to receive each an annual salary of forty dollars. The Magistrate appointed for Easley shall receive a salary of one hundred and seventy-five dollars, and the Magistrates appointed for Liberty, Central, except the Magistrates at Cateechee and Calhoun and Pickens Court House, shall receive a salary each

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of one hundred dollars; the Magistrate for Dacusville Township shall receive a salary of fifty dollars, and all others in the County shall receive forty dollars: *Provided,* The Magistrate who may be appointed to reside at Calhoun shall be appointed on the recommendation of the Board of Trustees of Clemson College, and shall also have jurisdiction to enforce the ordinances of said Board, and to punish offenses against the same; but said Magistrate resident at Calhoun shall have no jurisdiction in the County of Oconee, and the Magistrate now resident at Clemson College shall have no jurisdiction in Pickens County: *And Provided, further,* That all fees collected by said Magistrate at Calhoun shall be turned over to the County Treasurer of Pickens County.

Richland.

Richland County—There shall be eleven Magistrates in Richland County, located as hereinafter provided, who shall receive as compensation for their services in criminal cases and on inquests when acting as Coroner, in lieu of all costs and fees, annual salaries as follows: Two at Columbia, to receive a salary of eight hundred dollars each; one at Waverly, to receive a salary of one hundred and twenty dollars; one at Eastover, to receive a salary of one hundred and twenty dollars; one at Gadsden, to receive a salary of one hundred and twenty dollars; one at Camp Ground, to receive a salary of one hundred and twenty dollars; one at Davis, to receive a salary of one hundred and twenty dollars; one at Killian's, to receive a salary of one hundred and twenty dollars; one at Hopkins, to receive a salary of one hundred and twenty dollars; one at Garner's, to receive a salary of one hundred and twenty dollars; one at Olympia, to receive a salary of one hundred and twenty dollars; and one at Wateree, to receive a salary of one hundred and twenty dollars. Each of said Magistrates are authorized to appoint a person to act as Constable in serving and executing process issued by him, who shall give the bond, and take the oath required by law. The Constables so appointed shall receive as compensation for their services in criminal cases, and in lieu of all costs and fees therefor, annual salaries as follows: the Constables at Columbia, three hundred dollars each; the Constable at Camp Ground, ninety dollars; the Constable at Hopkins, ninety dollars; the Constable at Davis, ninety dollars; the Constable at Killian's, ninety dollars;

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the Constable at Garner's, ninety dollars; the Constable at Gadsden, ninety dollars; and the Constable at Olympia, ninety dollars: *Provided,* That said Constables shall be entitled to (besides) their salaries to mileage of five cents per mile each way for carrying persons to jail under commitment.

Spartanburg

Spartanburg—The Magistrate at Clifton, one hundred and fifty dollars, and the Magistrate at Campobello, seventy-five dollars; all others as now provided by law.

Sumter.

Sumter County—There shall be six Judicial Districts in the County of Sumter. The First District shall comprise the Township of Shiloh. The Second District shall comprise the Township of Mayesville. The Third District shall comprise the Township of Concord and Sumter. The Fourth District shall comprise the Townships of Privateer and Manchester. The Fifth District shall comprise the Townships of Middleton and Statesburg. The Sixth District shall comprise the Townships of Rafting Creek and Providence. The salary of the Magistrate of the Third District shall be three hundred and fifty dollars. The salaries of the Magistrates of the First and Second Districts shall be one hundred dollars; and the salaries of the Magistrates of the Fourth, Fifth and Sixth Districts shall be one hundred and twenty-five dollars. That the salaries of the Constables of the several districts shall be the same as the Magistrates of the several districts, except in the Third District, where the salary of the Constable shall be two hundred and fifty dollars. Each Magistrate shall be a resident of the Judicial District for which he is appointed, and shall reside therein during his term of office. In criminal actions triable by them, said Magistrates shall have exclusive jurisdiction within the limits of their respective districts. The Magistrate for the Second District shall have his office in the town of Mayesville. And the Magistrate for the Third District shall reside in the city of Sumter.

Union.

Union County—There shall be appointed one Magistrate for each township in Union County, except in Pinckney and Bogansville Townships, in which there shall be two appointed; in Pinckney Township, one at or near Kelton and one who shall reside at Lockhart Mills and have jurisdiction east of public road leading from Santuc Township line to Pinckney Ferry; the Magistrate for Jonesville Township shall have his office

at Jonesville, and shall receive a salary of seventy-five dollars per annum, and their Constables shall receive the same; the Magistrate for Fish Dam Township and Santuc shall receive a salary of seventy-five dollars per annum, and his Constable shall receive the same. The Magistrate appointed for Bogansville shall have jurisdiction north of Buffalo Creek and east of Fair Forest Creek, and shall reside at Buffalo Mills. The Magistrate for Union Township shall have his office at Union, receive a salary of three hundred and fifty dollars, have jurisdiction throughout the County, and have his papers served and executed by the Sheriff; each of the other Magistrates of the County shall receive a salary of fifty dollars, and may appoint a Constable, who shall receive the same salary as the appointing Magistrate: *Provided,* In civil cases the Sheriff shall receive the same fees as are now allowed by law to Magistrates' Constables for like services. The Supervisor of the County shall furnish all Magistrates with blanks for criminal cases. In prosecution cognizable by the Courts of General Sessions, said Magistrates shall each have jurisdiction throughout the limits of the County. But prosecutions and civil actions may be removed from one Magistrate to another for the same causes and in the same manner as is now provided by law, and the Courts of Common Pleas shall have concurrent jurisdiction in all civil actions triable by said Magistrates. In case of sickness, absence or temporary disability of any Magistrate, the nearest Magistrate is hereby authorized to hear and determine any cause that may arise within the jurisdiction of the Magistrate so absent, sick or disabled as aforesaid. A. D. 1908.

York County—The Judicial District of Magistrates for York County in criminal cases shall be as follows: The First District shall embrace Broad River Township; the Second District shall embrace Bullock's Creek Township; the Third District shall embrace Bethesda Township; the Fourth District shall embrace York Township; the Fifth District shall embrace King's Mountain Township; the Sixth District shall embrace Bethel Township; the Seventh District shall embrace Fort Mill Township; the Eighth District shall embrace Ebenezer Township, outside of the limits of the city of Rock Hill; the Ninth District shall embrace Catawba Township and that portion of Ebenezer Township lying within the incorporate limits York.

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of the city of Rock Hill. There shall be appointed a Magistrate for each of said districts, each of whom shall have civil jurisdiction over the entire County. The said Magistrates and their Constables shall receive from said County as compensation for their services, and in lieu of all fees and costs in criminal cases, the following salaries, to wit: Magistrates and their Constables in the First, Second and Third Districts, shall each receive eighty dollars per annum; in the Fourth District, the Magistrate and his Constable shall each receive three hundred dollars per annum; in the Fifth District, the Magistrate and his Constable shall each receive one hundred dollars per annum; in the Sixth District, the Magistrate and his Constable shall each receive one hundred dollars per annum; in the Seventh District, the Magistrate and his Constable shall each receive one hundred and fifty dollars per annum; in the Eighth District, the Magistrate and his Constable shall each receive one hundred dollars per annum; in the Ninth District, the Magistrate and his Constable shall each receive three hundred and fifty dollars per annum. Each of the said Magistrates is hereby required to file with the Clerk of the Court of Common Pleas and General Sessions for York County a certificate of the appointment of his Constable, and each of said Constables shall file with said Clerk a bond in the penal sum of two hundred dollars in the form now required by law for Constables. Each Constable and Magistrate shall make out separate accounts for said salaries. Whenever it is impracticable for the Coroner to hold inquests, the said Magistrates shall conduct the same in their respective districts, without any cost or expense to the County, and their respective Constables are required to summon juries, arrest all witnesses and prisoners and without any cost and expense to the County. Should any Magistrate refuse to hold any such inquest in his district, the County Supervisor may designate another Magistrate to hold the same, and deduct the sum of ten dollars from the salary of the Magistrate refusing so to do. Only one physician shall be summoned and receive pay for conducting a post morten, unless the exigencies of the case require another physician.

Florence.

Florence County—There shall be nine Magistrates in Florence County, to be located in the following townships, as follows: In Florence, two, at a salary of two hundred and fifty

dollars each; Timmonsville, one, at a salary of two hundred dollars; Pee Dee or Hannah, Cains, Lynches, Effingham, Cartersville, Motts, and Lucile, one each, at a salary of fifty dollars each. Said salaries to be paid to said Magistrates in lieu of all costs and fees in criminal cases. Each Magistrate shall have the power to appoint one Constable. The Constables in Florence Township shall receive a salary of one hundred and twenty-five dollars each; the Constable in Timmonsville Township shall receive one hundred and twenty-five dollars, and each of the other Constables fifty dollars. Said Constables' salaries shall be paid in lieu of all costs and fees in criminal cases. Each Constable shall also receive three cents per mile each way for conveying prisoners to jail or chaingang, and two cents per mile each way in the most direct route to make arrests. And the two Magistrates in Florence Township may employ the Sheriff and Deputies or Sheriff or Deputies to serve as Constables for them at same salaries as is provided for the Constables for said two Magistrates in Florence Township; and upon the request of said Sheriff the said Magistrate shall turn over any and all warrants so requested to be executed, and the County Commissioners shall furnish to all the Magistrates in said County all legal blank forms used in criminal cases that are necessary to their official duty. A. D. 1908.

Hampton—Six Magistrates shall be appointed for Hampton County. One shall be commissioned and appointed for each of the following named townships, and shall reside therein: One for Berkeley Township, who shall receive a salary of one hundred and seventy-five dollars per annum, payable quarterly, in lieu of all costs in criminal cases; one for Pocotaligo Township, who shall receive a salary of one hundred dollars, payable quarterly, in lieu of all costs in criminal cases; one for Goethe Township, who shall receive a salary of one hundred and twenty-five dollars, payable quarterly, in lieu of all costs in criminal cases; one for Lawton Township, who shall receive a salary of one hundred and seventy-five dollars annually, payable quarterly; one for Coosawhatchie Township, who shall receive a salary of one hundred and fifty dollars per annum, payable quarterly; one for Roberts Township, who shall receive a salary of one hundred and twenty dollars per annum, payable quarterly. That each of said Magistrates shall appoint one Hampton.

A. D. 1903. Constable, who shall receive the same salary as the Magistrate making the said appointment, in lieu of all costs in criminal cases.

"SEC. 2. This Act shall go into effect immediately upon its approval by the Governor."

Approved the 16th day of March, A. D. 1903.

No. 23.

AN ACT TO AMEND THE FIRST PARAGRAPH OF SECTION 1011, OF VOLUME I, OF THE CODE OF LAWS OF SOUTH CAROLINA, RELATING TO MAGISTRATES FOR CHARLESTON COUNTY.

Number of Magistrates for Charleston County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the first paragraph of Section 1011, of Volume I, of the Code of Laws of South Carolina, be, and the same is hereby, amended by striking out the word "three," in the second line of said paragraph, and inserting in lieu thereof the word "four," and by striking out the word "two," in the third line of said paragraph, and inserting in lieu thereof the word "three;" so that the said paragraph shall read as follows:

Civil Code, § 1011, amended.

Charleston County.

Section 1011. Charleston County. There shall be for the city of Charleston four Magistrates, one of whom shall be known as a Judicial Magistrate, and three Ministerial Magistrates. The Judicial Magistrate shall have jurisdiction to hear and determine all cases properly brought before him, but cannot practice in the Magistrates' Courts. The Ministerial Magistrates may bring all actions and prepare all cases triable in the Magistrates' Courts, but cannot hear and determine any cases whatever, excepting when acting as Judicial Magistrate in cases hereinafter provided.

SEC. 2. That this Act shall take effect immediately upon its approval by the Governor.

Approved the 13th day of February, A. D. 1903.

A. D. 1903.

No. 24.

AN ACT TO REPEAL THE LAW REQUIRING THE MAGISTRATE AT GREENWOOD TO ISSUE PROCESS TO THE SHERIFF.

Magistrates of Greenwood not required to issue process to Sheriff.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That so much of an Act, approved February 27th, 1902, as requires the Magistrate at Greenwood to issue all processes to the Sheriff, be, and the same is hereby, repealed.

Approved the 16th day of February, A. D. 1903.

No. 25.

AN ACT RELATIVE TO THE PERSONS ENTITLED TO PENSIONS.

Law as to pensions for widows. Civil Code, § 1066, Bd, amended, by omitting age limit.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on and after the passage of this Act, all widows of soldiers and seamen in the service of the State or of the Confederate States, who were married to such soldiers or seamen at the close of the war between the States, shall be entitled to pensions, irrespective of the age of such widows: *Provided,* They are otherwise entitled to the same under existing laws.

SEC. 2. That all soldiers or seamen now entitled to pensions under existing laws, who have become totally blind, or who may hereafter become blind, shall be placed in Class A of Pensions, and paid accordingly.

SEC. 3. No *bona fide* soldier or seaman who served the State or the Confederate States in the war between the States, and is otherwise entitled to a pension under existing laws, shall be denied his pension on account of not having attained the age of sixty years.

Approved the 2d day of March, A. D. 1903.

A. D. 1903.

No. 26.

AN ACT TO AMEND SECTION 1186 OF THE CIVIL CODE, RELATING TO THE BOND OF COUNTY SUPERINTENDENTS OF EDUCATION, BY INCREASING THE BOND OF THE SUPERINTENDENT OF EDUCATION FOR SALUDA COUNTY.

Law prescribing bonds for County Superintendents of Education, amended by increasing that of Superintendent for Saluda County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1186 of the Civil Code be, and the same is hereby, amended by adding at the end of said Section the following proviso: *Provided,* The bond of the Superintendent of Education for Saluda County, which has a large reserve school fund, shall be five thousand dollars; so that as amended said Section shall read as follows:

County Superintendent of Education.

Section 1186. At the expiration of the terms of office of the School Commissioner of the several Counties of the State, there shall be elected by the qualified electors of the County a County Superintendent of Education for each County, who shall hold his office for the term of two years and until his successor is elected and qualified. He shall, before being commissioned and entering upon the duties of his office, give bond to the State, for the use of the County in which he is elected, for educational purposes, in the penal sum of one thousand dollars, with good and sufficient sureties, to be approved by the County Board of Commissioners, conditioned for the faithful and impartial discharge of the duties of his office; and shall take and subscribe the oath of office prescribed in Section 26, Article III., of the Constitution of this State, which he shall file in the office of the Secretary of State. When commissioned, he shall immediately enter upon the discharge of his duties. His failure to qualify within thirty days after notice of his election shall create a vacancy: *Provided,* The bond of the Superintendent of Education for Saluda County, which has a large reserve school fund, shall be five thousand dollars.

Approved the 6th day of February, A. D. 1903.

No. 27.

A. D. 1903.

AN ACT TO AMEND SECTION 11 OF THE ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE," APPROVED THE 27TH DAY OF FEBRUARY, A. D. 1902, BY INCREASING THE SALARY OF THE SUPERINTENDENT OF EDUCATION FOR SALUDA COUNTY.

Act 1902, amending Civil Code, § 1197, amended, so as to increase the salary of the Superintendent of Education for Saluda County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 11 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State," approved the 27th day of February, A. D. 1902, be, and the same is hereby, amended by inserting the words "and fifty," between the words "hundred" and "dollars," on line 25 of said Section; so that as amended said Section shall read as follows:

Section 2. That the County Superintendents of Education for the various Counties of this State shall receive annual salaries as follows: Abbeville, six hundred dollars; Aiken, six hundred dollars; Anderson, seven hundred and fifty dollars; Bamberg, five dollars; Barnwell, five hundred dollars; Beaufort, four hundred dollars; Berkeley, three hundred dollars; Charleston County, seven hundred dollars; Cherokee, four hundred dollars; Chester, six hundred dollars; Chesterfield, four hundred dollars; Clarendon, six hundred and twenty-five dollars; Colleton, five hundred dollars; Darlington, six hundred dollars; Dorchester, three hundred dollars; Edgefield, five hundred dollars; Fairfield, five hundred dollars; Florence, six hundred and fifty dollars; Georgetown, five hundred dollars; Greenville, six hundred dollars; Greenwood, six hundred dollars; Hampton, four hundred and fifty dollars; Horry, three hundred dollars; Kershaw, five hundred dollars; Lancaster, five hundred dollars; Laurens, six hundred dollars; Lexington, six hundred dollars; Marion, eight hundred dollars; Marlboro, six hundred dollars; Newberry, six hundred and fifty dollars; Oconee, five hundred dollars; Orangeburg, seven hundred and fifty dollars; Pickens, five hundred dollars; Richland, twelve hundred dollars: *Provided,* The County Superintendent of Education in Richland County shall receive during his term of office to which he has been elected, the salary

A. D. 1903. now provided by law; Saluda, four hundred and fifty dollars; Spartanburg, one thousand dollars; Sumter, eight hundred dollars; Union, five hundred dollars; Williamsburg, five hundred dollars; York, seven hundred dollars.

Approved the 20th day of February, A. D. 1903.

No. 28.

AN ACT TO AMEND SECTION 11 OF AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE," APPROVED FEBRUARY 27, 1902.

Act fixing compensation of County officers, Civil Code, § 1197, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 11 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State," approved February 27th, 1902, be amended; so that said Section, as amended, shall read as follows:

Salaries of County Superintendents of Education.

Section 11. That the County Superintendents of Education for the various Counties of this State shall receive annual salaries, as follows: Abbeville, six hundred dollars; Aiken, six hundred dollars; Anderson, seven hundred and fifty dollars; Bamberg, five dollars; Barnwell, five hundred dollars; Beaufort, four hundred dollars; Berkeley, three hundred dollars; Charleston County, seven hundred dollars; Cherokee, four hundred dollars; Chester, six hundred dollars; Chesterfield, four hundred dollars; Clarendon, six hundred and twenty-five dollars; Colleton, five hundred dollars; Darlington, six hundred dollars; Dorchester, three hundred dollars; Edgefield, five hundred dollars; Fairfield, five hundred dollars; Florence, six hundred and fifty dollars; Georgetown, five hundred dollars; Greenville, six hundred dollars; Greenwood, six hundred dollars; Hampton, four hundred and fifty dollars; Horry, three hundred dollars; Kershaw, five hundred dollars; Lancaster, five hundred dollars; Laurens, six hundred dollars; Lexington, six hundred dollars; Marion, eight hundred dollars; Marlboro, six hundred dollars; Newberry, six hundred and fifty dollars; Oconee, five hundred dollars, to be paid monthly; Orangeburg,

seven hundred and fifty dollars; Pickens, five hundred dollars; Richland, twelve hundred dollars: *Provided,* The County Superintendent of Education in Richland County shall receive during his term of office to which he has been elected the salary now provided by law; Saluda, four hundred dollars; Spartanburg, one thousand dollars; Sumter, eight hundred dollars; Union, five hundred dollars; Williamsburg, six hundred dollars; York, seven hundred dollars. A. D. 1903.

Approved the 20th day of February, A. D. 1903.

No. 29.

AN ACT TO AMEND SECTION 1208 OF THE CIVIL CODE (VOL. I, CODE OF LAWS, 1902), SO AS TO LIMIT THE TIME OF ELECTIONS PROVIDED FOR THEREIN.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1208 of the Civil Code (Vol. 1, Code of Laws, 1902,) is hereby amended by inserting the words, "at any time before the first day of June, in any fiscal year," between the word "district" and the word "after," on the 12th printed line, and also between the word "purpose" and the word "and," on the 35th printed line of the said Section; which, when so amended, shall read as follows:

How school districts may levy special school tax.

Section 1208. The voters or electors of any school district, who return real or personal property for taxation, are authorized to levy and collect an annual tax, to supplement any special or other constitutional or other tax for like purposes, in the following manner: Upon the written petition or request of at least one-third of the resident electors and a like proportion of the resident freeholders of the age of twenty-one years, being filed with the County Board of Education, asking for the same, and stating the rate of the tax levy proposed, which shall not exceed four mills. The said County Board of Education shall order the Board of Trustees of said school districts to hold an election at some place within the district, at any time before the first day of June in any fiscal year, after giving notice of the time and place thereof for at least two weeks in some newspaper published within the County, and by posting notice

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thereof in at least three public places within such school district, for such length of time, unless there be no newspaper published within the county, in which event the posting of the notices as above shall suffice. At which said election only such electors as return real or personal property for taxation, and who exhibit their tax receipts and registration certificates as required in general elections, shall be allowed to vote. At said election, the Board of Trustees shall act as managers, and the election shall be conducted as is provided by law for the conduct of general elections. At said election each elector favoring the proposed levy shall cast a ballot containing the word "Yes," printed or written thereon; and each elector opposed to said levy shall cast a ballot containing the word "No," printed or written thereon. Within ten days after such election, if the majority of those voting shall vote for such levy, the Board of Trustees shall furnish the County Auditor with a statement of the amount so levied, and the Auditor shall enter the same in the tax duplicates; and he shall annually, each year thereafter, enter said amount in the tax duplicates until the same is increased, decreased or repealed by said taxpayers, at an election called for that purpose at any time before the first day of June in any fiscal year, and he is notified that the same has been increased, decreased or repealed; and if increased or decreased, he shall annually enter it as before; which election shall be called and notice given in the same way and manner as is herein provided for the calling of meetings to make the levy and the giving of the notice that it has been made; and the County Treasurer shall collect the same as other County and State taxes. Such levy shall be a lien on the property in such school district, which shall be subject thereto in case of default of payment. Said tax so collected shall be paid out by the County Treasurer upon warrants drawn by the Board of Trustees, countersigned by the County Superintendent of Education: *Provided,* That any surplus of such levy remaining in the hands of the County Treasurer at the expiration of any fiscal year shall be paid out as other school funds of the district. Each taxpayer, when he pays any tax for school purposes voted under the provision of this Section, shall have the right to designate to which school in said school district he wishes the money paid by him to go, and the Treasurer

shall keep a note of such designation, and the money be applied as thus designated. When no designation is made by the taxpayer at the time of such payment, the money shall be expended as other school funds in such district: *Provided*, That nothing herein contained shall be construed to change the manner now provided by law for the collection and paying out of special taxes in any school district now established by any special Act of the General Assembly and organized thereunder. A. D. 1903.

Approved the 23d day of February, A. D. 1903.

No. 30.

AN ACT TO AMEND SECTION 1210, CODE OF LAWS OF 1902, RELATING TO ELECTION OF BOARD OF TRUSTEES IN SCHOOL DISTRICTS HAVING NOT LESS THAN FIVE THOUSAND INHABITANTS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1210, Code of Laws of 1902, be amended so as to read as follows: Civil Code, § 1210, amended.

Section 1210. Each County Board of Education, on the first Tuesday of July, 1896, and on the first Tuesday in July in every two years thereafter, shall appoint for each school district in their County three School Trustees from the qualified electors and taxpayers residing within the district, who shall hold their office for two years, and until their successors are appointed and qualified, unless sooner removed by the County Board of Education. The County Board of Education shall have power to fill, from time to time, all vacancies in Board of Trustees. The School Trustees shall meet as a Board, as soon and as often as practicable, and after having been appointed and qualified, at such place as may be most convenient in the district; at their first meeting they shall organize by electing one of their number Chairman of the Board, who shall preside at the official meetings of the Board, and another Clerk of the Board, who shall record their proceedings in a book provided for that purpose. Each member of the Board of Trustees shall be duly notified of all meetings of the Board by the Clerk of the Board: *Provided*, That the foregoing provisions of this School Trustees, when and how appointed, terms of office, duties of, etc.

A. D. 1903.

Not to apply to graded schools under special Acts.

Section shall not apply to special and graded school districts created by special Acts, but that the Trustees and School Commissioners of all special and graded school districts shall remain the same in number, and shall be elected or appointed in the same manner, and shall hold office for the same time as provided for in the respective special Acts; except that in the special school districts where the Trustees, or their successors, are appointed by the State Superintendent of Education, under the provisions of the special Acts, the Trustees shall hold office until the first Tuesday in July, 1896, on which day, and on the same day every two years thereafter, the Trustees shall be elected by the qualified electors of such school district: *Provided,*

Special school districts of 5,000 inhabitants may elect nine Trustees.

That special school districts having a population of not less than five thousand inhabitants, and in which the Board are not fixed by special or specific legislation, may elect on the second Tuesday in January, 1904, or on the second Tuesday in January of any alternate year thereafter, nine Trustees to constitute a Board in their respective districts: *Provided, further,* That three of the said Trustees to be elected at said election shall serve for a term of two years, three for a term of four years, and three for a term of six years, the term of each Trustee to be determined by lot in the presence of the County Board of Education; and on the second Tuesday of January, every two years thereafter, three Trustees shall be elected to serve for a term of six years. The election of all Trustees for all such school districts shall be by ballot, and shall be conducted under the supervision of three qualified electors residing within the district, who shall be appointed by the County Board of Education at least ten days prior to the holding of the election. The managers shall report the result of the election to the County Board of Education, within ten days thereafter, which Board shall commission the Trustees so elected. The Board of Trustees of each special or graded school district shall elect from their number a Chairman, who shall preside at their meetings, and a Secretary, or a Secretary and Treasurer, who shall record the proceedings of the Board, and who shall keep a full and accurate account of all moneys received and expended, showing the source and disposition of each item, and who shall make a complete itemized report of the receipts and disbursements for each scholastic year to the County Superintendent of Edu-

cation, on or before the 15th day of July of each year. The books and vouchers of the Secretary and Treasurer shall be open at all times to inspection by the public: *Provided, further,* That upon the petition of one-third of the qualified electors of School District No. 13, in Abbeville County, filed with the County Superintendent of Education, on or before the 1st day of June in any year, when School Trustees are to be appointed, the County Board of Education shall order an election to elect the Trustees for School District No. 13 in the manner herein provided for in the election of Trustees of special school districts. A. D. 1903.

Approved the 2d day of March, A. D. 1903.

No. 31.

AN ACT TO AMEND SECTION 1239 OF VOLUME I, OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, RELATING TO SALE OF BOOKS BY COUNTY SUPERINTENDENTS OF EDUCATION.

Civil Code, § 1239, as to text-book depositories, amended, by adding a proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1239 of Vol. 1, of the Code of Laws of South Carolina, 1902, be amended by adding at the end thereof the following proviso, to wit: "*Provided, however,* That nothing herein contained shall prevent the keeping of said depository in some other place than the office of the Superintendent of Education, if in his judgment it is best to do so;" so that said Section, as amended, shall read as follows:

County Board of Education to provide text-books for schools at cost

Section 1239. The County Boards of Education of the several Counties of this State are hereby authorized and required to set aside from the public school funds of their respective Counties, an amount not exceeding five hundred dollars, for the purpose of providing the pupils, attending the free public schools of their Counties with school text-books at actual cost or exchange prices. The amount so set aside from the school funds shall be paid to the County Superintendent of Education by the County Treasurer, out of the unappropriated general school funds in his hands, on the warrant of the said County Board of Education, and shall be, and remain, a permanent

Fund for, how used.

A. D. 1903.

A permanent fund; depositories, etc.

fund, in the hands of the County Superintendent of Education, to be used in purchasing, and keeping on hand, school text-books, for sale to pupils, attending the free public schools of his County, for cash, at actual cost or exchange prices, and to be used for no other purpose, and in no other manner; and the places where said school text-books are kept and sold shall be deemed depositories, under the control of the State, as provided in the seventh article, or provision, in the contract, made in 1893, with the publishers of school text-books. That the County Superintendent of Education, in every County in the State, be, and he is hereby, required to keep his office open each day of the week prior to the time appointed for school to open in his County, and for one week immediately thereafter, and for at least one day in each week during the remainder of the school term, for the convenience of those wishing to purchase books: *Provided,* That in the Counties of Charleston, Chesterfield, Edgefield, Georgetown, Kershaw, Lancaster, Laurens, Greenwood, Lexington and Richland, the County Boards of Education are hereby authorized and empowered, but not required, to carry out the provisions of this Section: *Provided, however,* That nothing herein contained shall prevent the keeping of said depository in some other place than the office of the Superintendent of Education, if in his judgment it is best to do so.

Proviso.

Approved the 20th day of February, A. D. 1903.

No. 32.

AN ACT TO AMEND SECTION 1262 OF VOL. 1, CODE OF LAWS SOUTH CAROLINA, 1902, RELATING TO MEETINGS OF THE BOARD OF TRUSTEES OF THE SOUTH CAROLINA COLLEGE.

Civil Code, § 1262, relating to meetings of the Board of Trustees of South Carolina College, amended, by changing number necessary for a quorum.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1262, Code of Laws South Carolina, of 1902, be amended by striking out the word "nine," in the ninth line of said Section, and inserting in lieu thereof the following words: "a majority of the;" so that said Section when amended shall read as follows:

Section 1262. The Board of Trustees shall meet in Columbia,

A. D. 1903.

Meetings of Board; President; quorum.

at such time and place as the Governor shall direct; and the Governor of the State shall be the President of the Board, and in his absence the Board shall select one of their number to act as President. The stated meetings of the Board shall be held at least twice a year; but the President of the Board shall have power to assemble it at any time in extra meeting, and it shall be his duty to do so whenever requested by the Faculty of said College. A majority of the members of the Board shall constitute a quorum for the transaction of ordinary business, but not less than a majority vote of the whole Board shall be required for the election or removal of a President or Professor, for the creation or abolition of any Professorship, or for the expulsion of a student.

Approved the 2d day of March, A. D. 1903.

No. 33.

AN ACT TO AMEND AND EXTEND THE BENEFITS AND PROVISIONS OF THE CODE OF 1902, SECTIONS 1347 AND 2023, TO THE PERSONAL REPRESENTATIVE IN CASE OF DEATH.

Death caused by defective highway, etc.

Cause of action to survive.

Civil Code, § 1347 and § 2023, extended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That whenever the death of a person shall be caused by any injury through a defect in or failure to repair a highway, causeway, public way, street or bridge, under such circumstances and conditions as would have entitled the party to recover damages under Section 1347 or under Section 2023 of the Code of 1902, either or both, if death had not ensued, then in every such case the right of action for such injury and death shall survive to and may be enforced by the personal representative of such person in the same manner as is now provided by Chapter XCIII. of Vol. 1, of the Code of 1902; and the provisions of said Chapter shall be applicable to all such actions.

Approved the 21st day of February, A. D. 1903.

A. D. 1903.

No. 34.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO AMEND SECTIONS 3 AND 4 OF AN ACT ENTITLED 'AN ACT TO PROVIDE A SYSTEM OF COUNTY GOVERNMENT OF THE SEVERAL COUNTIES OF THE STATE, SO FAR AS IT RELATES TO THE MAINTAINING AND WORKING OF THE ROADS AND HIGHWAYS IN THIS STATE,' APPROVED 23D DAY OF MARCH, 1896."

Civil Code, § 1861, amended, so as to strike out an exception as to Bamberg County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the subdivision "and Bamberg County," of Section 4 of an Act entitled "An Act to amend Sections 3 and 4 of an Act entitled 'An Act to provide a system of County government of the several Counties of this State, so far as it relates to the maintaining and working of the roads and highways in this State,'" approved 23d of March, 1896, be and the same is hereby amended by striking out on lines 7, 8, 9 and 10 of said subdivision the words "except that in the Denmark Road District, no petition shall be necessary, but there shall be levied and collected annually a tax of two mills on all taxable property within said district."

Approved the 20th day of February, A. D. 1903.

No. 35.

AN ACT TO AMEND SECTION 1519 OF THE CIVIL CODE, 1902, EXEMPTING CERTAIN OTHER PORTIONS OF KERSHAW COUNTY FROM THE OPERATION OF THE GENERAL STOCK LAW.

Civil Code, § 1519, amended, by exempting certain other portions of Kershaw County from the operation of the general stock law.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1519 of the Civil Code of 1902, be, and the same is hereby, amended by adding the following subdivision: 4. Also all that certain other section of Kershaw County lying within the following boundaries, to wit: Commencing at McGrogan's Bridge, on Little Lynche's Creek; running up said creek to near the Jones' Bridge; thence across to Big Lynche's Creek where the fence now stands to near Raley's Mill; thence down Big Lynche's Creek to Young's

Bridge; thence down the Telegraph Road to McGrogan's Bridge, on Little Lynche's Creek. That this Subdivision shall be subject to the same provisions and provisos contained in Subdivision 3 of said Section 1519, except that the fence provided for in this Subdivision shall be completed by the first day of July, 1903. A. D. 1903.

Approved the 23d day of February, A. D. 1903.

No. 36.

AN ACT TO DEFINE THE LAW RELATING TO CERTAIN FORMS OF COMMERCIAL PAPER.

Commercial paper providing for cost of collection not to be deemed non-negotiable. Civil Code, § 1665, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That commercial paper hereafter made shall not be deemed non-negotiable by reason of containing provisions providing for cost of collection and attorney's fees if not paid when due, or drawn with exchange and cost of collection, which in all other respects is negotiable.

SEC. 2. All Acts or parts of Acts inconsistent herewith are hereby repealed.

Approved the 2d day of March, A. D. 1903.

No. 37.

AN ACT TO AUTHORIZE THE APPOINTMENT OF CERTAIN BANKING CORPORATIONS OR TRUST COMPANIES AS TRUSTEES, EXECUTORS, ADMINISTRATORS, GUARDIANS, RECEIVERS OF ASSIGNEES.

Banking corporations authorized to act as guardian, administrator, trustee, etc.

To follow § 1774, Civil Code, as 1774a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, Any banking corporation or trust company with a *bona fide* capital of at least twenty-five thousand dollars actually paid in, which has heretofore been authorized by its charter, granted by Act of the General Assembly or granted by the Secretary of State under general laws, or which may hereafter be authorized by its charter, granted under general laws by the Secretary of State, to act as a guardian, trustee,

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receiver, assignee, executor or administrator, may be appointed executor of a will, codicil or writing testamentary, administrator with the will annexed, administrator of the estate of any person, receiver, assignee, guardian or trustee, under a will or instrument creating a trust for the care and management of property, under the same circumstances, in the same manner, and subject to the same control by the Court having jurisdiction of the same, as a legally qualified person. Any such appointment as guardian shall apply to the estate and not to the person of the ward. Such corporation shall not be required to receive or hold property or money, or assume or execute a trust under the provisions of this Section, without its assent.

Capital stock to be security.

SEC. 2. The capital stock of such corporation, with the liabilities of the stockholders thereunder, shall be held as security for the faithful performance of the duties undertaken by virtue of the preceding Section, or of any similar provision of law; and except as provided in Section 4, no surety shall be required upon the bonds filed by such corporation.

Papers to be signed and sworn to by any authorized officer.

SEC. 3. In all proceedings in the Probate Court or elsewhere, connected with any authority exercised under the provisions of this Act, or under any similar provisions of law, all accounts, returns and other papers may be signed and sworn to, in behalf of the corporation, by any officer thereof duly authorized by it; and the answer and examinations under oath of said officer shall be received as the answers and examinations of the corporation. The Court may order and compel an officer of such corporation to answer and attend said examination in the same manner as if he, instead of the corporation, were a party to the proceeding.

Additional security to be furnished upon application.

SEC. 4. The Court making an appointment under the provisions of Section 1, except of a trustee, may, upon application by an interested person, require the corporation so appointed to give such security in addition to that provided by Section 2, as the Court may consider proper; and upon failure of such corporation to give the security required, may revoke such appointment and remove such corporation from the trust.

SEC. 5. That all Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved the 20th day of February, A. D. 1903.

No. 38.

A. D. 1903.

AN ACT TO AMEND SECTION 1814 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, VOL. I (CIVIL CODE), SO AS TO CORRECT AN ERROR THEREIN.

Civil Code, § 1814, amended, so as to correct an error therein.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1814 of the Code of Laws of the State of South Carolina, 1902, Vol. I (Civil Code), be amended, changing the words "this Chapter," on the third and sixth lines, to the words "the last three Sections;" so that said Section, when amended, shall read as follows:

Penalty for violation of §§ 1810 to 1812.

Section 1814. Any insurance company or association wilfully violating or failing to observe and comply with any of the provisions of the last three Sections applicable thereto, shall be subject to and liable to pay a penalty of five hundred dollars for each violation thereof; and for each failure to observe and comply with any provisions of the last three Sections, such penalty may be collected and recovered in an action brought in the name of the State, in any Court having jurisdiction thereof. Any insurance company or association which shall neglect and refuse for thirty days after judgment in any such action to pay and discharge the amount of such judgment, shall have its authority to transact business in this State revoked by the Comptroller General, and such revocation shall continue for at least one year from the date thereof; nor shall any insurance company or association, whose authority to transact business in this State shall have been so revoked, be again authorized or permitted to transact business herein, until it shall have paid the amount of such judgment, and shall have filed in the office of the Comptroller General a certificate, signed by its President or other chief officer, to the effect that the terms and obligations of the provisions of this Chapter are accepted by it as a part of the conditions of its right and authority to transact business in this State.

Approved the 20th day of February, A. D. 1903.

A. D. 1908.

No. 39.

AN ACT TO AMEND SECTION 1851 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, VOL. I (CIVIL CODE), TO CORRECT AN ERROR THEREIN.

Civil Code, § 1851, amended, so as to correct an error.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1851 of the Code of Laws of South Carolina, 1902, Vol. I (Civil Code), be, and is hereby, amended by striking out the second line and inserting in place thereof the words "or organized under any general or special Act of the Legislature of this State, or created or organized under any general Act of the Legislature," to conform to original Statute; so that said Section when amended shall read as follows:

Certain corporations may increase or decrease its capital stock.

Section 1851. Any corporation heretofore or hereafter created or organized under any general or special Act of the Legislature of this State, or created or organized under any general Act of the Legislature of this State, the charter of which has been amended by special Act of the Legislature, except railroad, railway, tramway, turnpike and canal corporations, may at any time, and from time to time, increase or decrease its capital stock as hereinafter provided.

Increase of capital stock.—The capital stock of any such corporation as aforesaid may be increased as follows: Whenever by resolution of the Board of Directors an increase of the capital stock of the corporation is determined upon, a meeting of the stockholders shall be called to consider such resolution, by a notice published at least once a week for four successive weeks previous to the date fixed in such notice for such meeting, in some newspaper published in the County where the corporation has its principal place of business, which notice shall state the time and place of meeting, the purpose for which it is called, and the maximum amount to which it is proposed the capital stock shall be increased. The vote of two-thirds of the stock of the corporation shall be necessary to make an increase, which increase may be so made to any amount not exceeding the maximum amount stated in the said notice of the meeting of stockholders. The Board of Directors shall certify the resolution of the stockholders to the Secretary of State, and that all the requirements of this Section as to such increase of

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capital stock have been complied with. In case the corporation so increasing its capital stock is incorporated under a general law, the Board of Directors shall likewise return to the Secretary of State the original charter or certificate of incorporation for the endorsement herein mentioned. The Secretary of State shall thereupon record the said certificate of the Board of Directors, and shall likewise endorse upon the charter or certificate of incorporation a certificate of the increase of the capital stock, and shall forthwith return the charter or certificate of incorporation with such endorsement thereon to the Board of Directors; and in cases where the law under which such corporation is created or organized requires the charter or certificate of incorporation to be recorded in the office of the Register of Mesne Conveyances or Clerk of Court, the certificate of such increase of the capital stock, endorsed by the Secretary of State on the charter or certificate of incorporation as hereinbefore required, shall be recorded across the face of the record of the charter or certificate of incorporation, in the office of the Register of Mesne Conveyances or Clerk of Court, where the charter or certificate of the incorporation is required to be recorded, and the increase of the capital stock of such corporation shall be authorized when the certificate is lodged for record in said office. But in cases where the corporation has been created or organized under a special Act of the Legislature, or where such corporation has been created or organized under a general law, and its charter has been amended by a special Act, the Secretary of State, upon receipt of the certificate of the Board of Directors of the resolution of the stockholders aforesaid, and that all the requirements of this Section have been complied with as aforesaid, shall forthwith issue to said corporation a certificate of the increase of the capital stock, which certificate shall be recorded in the office of Register of Mesne Conveyances or of the Clerk of Court of the County in which said corporation has its principal place of business; and the increase of the capital stock of such corporation shall be authorized when such certificate is lodged for record in said office. In cases where the capital stock is increased as by this Section provided, the stockholder or stockholders thereof registered on the books of said corporation at the time when such increase of stock shall be authorized, shall have the preference

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of taking such increase of stock in proportion to the amount of the stock he, she or they may then own; but if such stockholder or stockholders shall not avail himself, herself or themselves of such privilege within ten days after the lodgment for record of such certificate of increase of the capital stock, the Board of Directors may dispose of the said increased capital stock as they may deem best at its market value in money or property. The said corporation so increasing its capital stock shall pay to the Secretary of State the fees required by Section 1888, which fees shall accompany the certificate of the Board of Directors.

Approved the 21st day of February, A. D. 1903.

No. 40.

AN ACT RELATING TO THE POWERS OF MANUFACTURING CORPORATIONS.

Manufacturing corporations to have the right to become members of certain mutual associations.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That each and every manufacturing corporation of this State, whether incorporated under the provisions of any special or general Act of the General Assembly of this State, shall, in addition to all the rights, powers and franchises which they and each of them now severally possess, have full power and authority to become a member of or effect insurance of their several property, in whole or in part, in any mutual protective association or associations, or mutual insurance company or companies of any kind, and to severally subscribe and subject themselves to all the provisions of the several Constitutions or By-laws of such associations or companies.

Also may become members with a view of affording insurance.

SEC. 2. That each and every such company shall further have full power and authority to become a member of any mutual company or association, and to severally subscribe and subject themselves to the Constitution and By-laws thereof, which shall be or may have been formed or incorporated, with a view of affording to the members thereof, insurance against or indemnity for any accident or mishap, or which shall be or may have been formed or incorporated with a view of issuing warehouse or other receipts, or warehouse or other certificates, for the whole or any part of any product thereof, or for any raw pro-

Or to issue warehouse certificates.

duct to be used by them, or with the purpose of guaranteeing such receipts or certificates, and the validity thereof. A. D. 1903.

SEC. 3. That all Acts or parts of Acts inconsistent herewith are hereby repealed.

SEC. 4. That this Act shall go into effect from and immediately upon the date of its approval.

Approved the 23d day of February, A. D. 1903.

No. 41.

AN ACT TO AMEND SECTION 1880 OF THE CIVIL CODE (VOLUME I, CODE OF LAWS, 1902), SO AS TO INCLUDE "TRAMWAYS" IN ITS PROVISIONS.

Civil Code, § 1880, amended, so as to include tramways.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1880 of the Civil Code (Volume I, Code of Laws of 1902,) be amended by striking out the word "tramway" wherever it occurs; so that the said Section, as amended, shall read as follows:

Certain charters granted by Secretary of State; requisites for.

Section 1880. The charter for any and every corporation, except railroad, railway, turnpike and canal corporations, shall be issued by the Secretary of State. Two or more persons desiring to form a corporation for any purpose, or purposes, whatsoever, or two or more combined (except for municipal purposes), and except also for railroad, railway, turnpike and canal corporations, may file with the Secretary of State a written petition, signed by themselves, setting forth: 1. The names and the residences of the petitioners. 2. The name of the proposed corporation. 3. The place at which it proposes to have its principal place of business, if any, or to be located. 4. The general nature of the business, if any, which it proposes to do. 5. The amount of capital stock, if any, and how and when payable. 6. The number of shares into which the capital stock, if any, is to be divided, and the par value, if such there be, of each share. 7. Any other matter which it may be desirable to set forth.

SEC. 2. That this Act shall take effect immediately upon its approval.

Approved the 16th day of February, A. D. 1903.

A. D. 1903.

No. 42.

AN ACT TO PROVIDE FOR THE CHARTER FEES FOR DOMESTIC BUILDING AND LOAN ASSOCIATIONS.

Charter fees fixed for building and loan associations. Civil Code, § 1888, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the passage of this Act, the fees to be charged by the Secretary of State for the issuing of a charter to building and loan associations organized within this State shall be twenty-five dollars.

SEC. 2. That all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

SEC. 3. That this Act shall take effect from the date of its approval by the Governor.

Approved the 2d day of March, A. D. 1903.

No. 43.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO PROVIDE FOR THE INCORPORATION OF TOWNS OF NOT LESS THAN ONE THOUSAND, NOR MORE THAN FIVE THOUSAND INHABITANTS."

Civil Code, § 1968, amended, by making certificates of incorporation in certain cases continue in force fifty years.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 26 of an Act entitled "An Act to provide for the incorporation of towns of not less than one thousand, nor more than five thousand inhabitants," be, and the same is hereby, amended by striking out the word "thirty" therein, and inserting in lieu thereof the word "fifty;" so that said Section when so amended shall read as follows:

Section 26. That every certificate of incorporation shall continue of force from its date for a period of fifty years.

SEC. 2. This Act shall take effect from the date of its approval.

Approved the 6th day of February, A. D. 1903.

No. 44.

A. D. 1903.

AN ACT TO AUTHORIZE MUNICIPAL OF OTHER CORPORATIONS OR INDIVIDUALS TO LAY PIPES FOR WATER SUPPLY ACROSS PUBLIC ROADS AND NON-TIDAL NAVIGABLE STREAMS.

Municipal corporations or individuals may lay certain pipes for water supply. To follow § 2028, Civil Code, as § 2028a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That any municipal corporation of this State having power to construct and operate a plant for water supply, or any individual or private corporation contemplating the laying of pipes for supplying water to municipal corporations or to a community of citizens, shall have authority to lay water pipes for the purpose of carrying water on or under the bed of any non-tidal navigable stream of this State, and, with the approval of the County authorities in any County, on or under any highway of such County; such pipes to be so laid as not to interfere with the free use of such highway or the navigation of such streams by boats to the same extent that they would be navigable if such pipes were not laid.

Approval of County authorities.

To keep same in good repair.

SEC. 2. It shall be the duty of every such municipality, private corporation or person, having laid such pipes, to keep the same in repair.

Approved the 23d day of February, A. D. 1903.

No, 45.

AN ACT TO EMPOWER TOWNS AND CITIES TO SUBSCRIBE TO THE MAINTENANCE OF PUBLIC LIBRARIES.

Any city or town may subscribe to a free public library. To follow § 2028, Civil Code, as § 2028b.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That any town or city may subscribe to the maintenance of a free public library within its limits, to be conducted under such rules and regulations as may be prescribed by the Board of Aldermen or Council of such city or town.

Question shall be submitted to voters.

SEC. 2. That before any such subscription can be made, the question of making the same, with the amount and terms thereof, shall be submitted to the qualified voters of such city or town by resolution of the Board of Aldermen or Council upon the petition of a majority of the freeholders thereof.

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Conduct and notice of election.

SEC. 3. The Board of Aldermen or Council shall provide in said resolution for the conduct of such election, after giving two weeks notice thereof in some newspaper published in such city or town, of the time, place, object and managers of the election (said managers to be named by them), and shall furnish the ballots to be voted, which shall be of the uniform size, and have plainly printed thereon the following: "For subscription of $ for library for years—Yes;" or "For subscription of $ for library for years—No."

Form of ballot.

Returns.

SEC. 4. The Board of Aldermen or Council shall receive the returns and declare the results, and by resolution make the subscription or enter their refusal of record.

Time between election

SEC. 5. Elections for such purpose shall not be held within two years of each other.

SEC. 6. That all Acts or parts of Acts in conflict with this, be, and the same are hereby, repealed.

Approved the 16th day of March, A. D. 1903.

No. 46.

AN ACT TO AUTHORIZE AND EMPOWER INCORPORATED CITIES AND TOWNS TO OWN AND OPERATE ROCK QUARRIES, AND TO WORK CONVICTS THEREON, AND EXTEND THE POLICE JURICDICTION.

Municipal corporations may own and operate rock quarries. To follow Civil Code, § 2023, as § 2023c.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That all incorporated towns and cities are hereby authorized and empowered, in addition to the powers now conferred upon them by law, to own and operate rock quarries, for the purpose of improving roads, highways and streets within their respective jurisdictions, and to work convicts in operating said rock quarries.

Police jurisdiction.

SEC. 2. That the police jurisdiction and authority of such towns and cities shall extend over all prisoners in transit between said rock quarries and said cities and towns.

Approved the 20th day of February, A. D. 1903.

No. 47.

A. D. 1903.

AN ACT TO AMEND SECTION 2038 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902.

Certain provisions as to voting by proxy struck out. Civil Code, § 2038, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2038 of the Code of Laws of South Carolina, 1902, be, and hereby is, amended by striking therefrom all that follows the word "issued," in the second line thereof; so that, as amended, said Section 2038 will read as follows:

Proxies, execution and limitation of.

Section 2038. No proxy shall be valid unless executed and dated within six month previous to the meeting at which it is issued.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and they hereby are, repealed.

SEC. 3. This Act shall take effect immediately upon its approval.

Approved the 16th day of February, A. D. 1903.

No. 48.

AN ACT TO REGULATE AND FIX THE LIABILITY OF RAILROAD COMPANIES HAVING A RELIEF DEPARTMENT, TO ITS EMPLOYEES.

Liability of railroad companies having a relief department. To follow § 2040 of Civil Code, as § 2040a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the approval of this Act, when any railroad company has what is usually called a relief department for its employees, the members of which are required or permitted to pay some dues, fees, moneys or compensation to be entitled to the benefits thereof, upon the death or injury of the employee, a member of such relief department, such railroad company be, and is hereby, required to pay to the person entitled to same, the amount it was agreed the employee or his heirs at law should receive from such relief department; the acceptance of which amount shall not operate to estop or in any way bar the right of such employee, or his personal representative, from recovering damages of such railroad company for injury or death caused by the negligence of

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such company, its agents or servants, as now provided by law; and any contract, or agreement to the contrary, shall be ineffective for that purpose.

Approved the 23d day of February, A. D. 1903.

No. 49.

AN ACT RELATING TO THE RECORDING OF RAILROAD MORTGAGES.

Provisions as to recording railroad mortgages. To follow § 2047, Civil Code, as § 2047a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That mortgages or deeds of trust covering the whole or any part of the real or personal property of a railroad company and the appurtenant franchises, shall be valid so as to affect from the time of their execution and delivery the rights of all subsequent creditors and purchasers, when recorded within forty days from the execution and delivery thereof, in the office of the Secretary of State: *Provided,* That within six months thereafter such mortgages or deeds of trust shall be recorded also in the books provided for the recording of mortgages on real estate in the office of the Clerk of Court or Register of Mesne Conveyance of each County in which any part of the real property affected thereby is situated: *And Provided, further,* That such mortgages or deeds of trust if so recorded in the office of the Secretary of State, and also in the books provided for the recording of mortgages on real estate in the office of the Clerk of Court or Register of Mesne Conveyance subsequent to the expiration of said period of forty days; shall be valid to affect the rights of all subsequent creditors and purchasers from the date of such record: *Provided,* That nothing herein contained shall be construed to affect the provisions of Section 2138 of the Code of Laws of South Carolina, 1902.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and they hereby are, repealed.

SEC. 3. This Act shall take effect immediately upon its approval.

Approved the 16th day of February, A. D. 1903.

No. 50.

A. D. 1908.

AN ACT TO REGULATE THE MANNER IN WHICH COMMON CARRIERS DOING BUSINESS IN THIS STATE SHALL ADJUST FREIGHT CHARGES AND CLAIMS FOR LOSS OF OR DAMAGE TO FREIGHT.

Adjust of freight charges by common carriers. Civil Code, § 2068a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the passage of this Act, all common carriers doing business in this State shall settle their freight charges according to the rate stipulated in the bill of lading: *Provided,* The rate therein stipulated be in conformity with the classifications and rates made and filed with the Inter-State Commerce Commission, in case of shipments from without this State, and with those of the Railroad Commissioners of this State, in case of shipments wholly within this State; by which classifications and rates all consignees shall in all cases be entitled to settle freight charges with such carriers; and it shall be the duty of such common carrier to inform any consignee or consignees of the correct amount due for freight, according to such classifications and rates; and upon payment or tender of the amount due on any shipment, or on any part of any shipment, which has arrived at its destination, according to such classifications and rates, such common carrier shall deliver the freight in question to the consignee or consignees, and any failure or refusal to comply with the provisions hereof shall subject each such carrier so failing or refusing to a penalty of fifty dollars for each such failure or refusal, to be recovered by any consignee or consignees aggrieved by suit in any Court of competent jurisdiction.

Adjustments to be made in certain time.

SEC. 2. That every claim for loss of or damage to property while in the possession of such common carrier shall be adjusted and paid within forty days, in case of shipments wholly within this State, and within ninety days, in case of shipments from without this State, after the filing of such claim with the agent of such carrier at the point of destination of such shipment: *Provided,* That no such claim shall be filed until after the arrival of the shipment or of some part thereof at the point of destination, or until after the lapse of a reasonable time for the arrival thereof. In every case such common carrier shall be liable for the amount of such loss or damage, together with

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interest thereon from the date of the filing of the claim therefor until the payment thereof. Failure to adjust and pay such claim within the periods respectively herein prescribed shall subject each common carrier so failing to a penalty of fifty dollars for each and every such failure, to be recovered by any consignee or consignees aggrieved in any Court of competent jurisdiction: *Provided,* That unless such consignee or consignees recover in such action the full amount claimed, no penalty shall be recovered, but only the actual amount of the loss or damage, with interest as aforesaid: *Provided, further,* That no common carrier shall be liable under this Act for property which never came into its possession, if it complies with the provisions of Section 1710, Vol. 1, of the Code of Laws of South Carolina, 1902.

SEC. 3. That any common carrier, upon complying with the provisions of this Act, shall have all the rights and remedies herein provided for against the common carrier from which it received the freight in question.

SEC. 4. That causes of action for the recovery of the possession of the property shipped, for loss or damage thereto and for the penalties herein provided for, may be united in the same complaint.

SEC. 5. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 23d day of February, A. D. 1903.

No. 51.

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1902, VOL. 1 (CIVIL CODE), BY INSERTING A SECTION TO BE KNOWN AS SECTION 2096a, IN REGARD TO FREIGHT RATES ON MELONS.

Civil Code as to freight rate on melons amended by adding a Section to follow § 2096, as § 2096a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Code of Laws of South Carolina, 1902, Vol. 1 (Civil Code), be, and is hereby, amended to correct an omission by mistake, by inserting a Section to be known as Section *2096a;* and to read as follows:

Section 2096a. It shall be the duty of all railroad companies

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doing business in this State, to publish during the months of January and February of each year, the rates of freight on watermelons and canteloupes per car load per twenty-four thousand pounds and upwards, from the various points in this State to the different markets of the country, which rate shall not be increased during the current year. Any railroad company violating the provisions of this Section by charging rates higher than those so published, shall forfeit to the party injured double the amount of the freight charged, to be recovered in any Court of competent jurisdiction.

Approved the 23d day of February, A. D. 1903.

No. 52.

AN ACT TO AMEND SECTION 2122 OF THE CIVIL CODE OF LAWS SOUTH CAROLINA, RELATING TO RUNNING TRAINS ON SUNDAY.

Civil Code, § 2122, relating to running trains on Sunday, amended by extending the time during which such trains may run.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2122 of the Civil Code of Laws of 1902 of South Carolina, be amended by striking out of the first three lines of said Section the words, "during the months of April, May, June, July and August;" so that said Section, when so amended, shall read as follows:

What trains may run.

Section 2122. Said corporations or persons may run on Sundays trains laden exclusively with vegetables and fruits; and on said day, in any and every month, their regular mail trains and such construction trains as may be rendered necessary by extraordinary emergencies other than those incident to freight or passenger traffic, and such freight trains as may be in transit which can reach their destination by six o'clock in the forenoon: *Provided,* That the Railroad Commissioners shall have the power (upon proper application made to them for the purpose by the officers of the church or religious denominations in charge of the place where such services are to be held) to authorize and permit the running of trains on any Sunday in the year for the transporting of passengers to and from religious services: *Provided,* The application for the permit and the authority granted must both be in

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Approved the 21st day of February, A. D. 1903.

No. 53.

AN ACT TO AMEND SECTION 2159, VOL. 1, OF THE CODE OF LAWS OF THIS STATE, BY ADDING A PROVISO TO SAID SECTION IN RELATION TO RAILROADS.

Civil Code, § 2159, as to separate coaches, amended by adding a proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2159, of Vol. 1, of the Code of Laws of this State, be, and the same is hereby, amended by adding the following proviso to the same: "*Provided,* That all railroads operated by steam under forty miles in length shall furnish separate apartments for white and colored passengers: *Provided, further,* That where said railroads under forty miles in length operate both a daily passenger train and a freight train, with or without a coach attached, said railroad shall be required to furnish separate apartments for white and colored passengers only on said passenger trains;" so that said Section when so amended shall read as follows:

Exceptions.

Section 2159. The provisions of Section 2158 to Section 2162 shall not apply to nurses on trains, nor to narrow gauge roads or branch lines, nor roads under forty miles in length, or to relief trains, in case of accident, or to through vestibule trains not intended or used for local travel, nor to regular freight trains with a passenger coach attached for local travel, nor to officers or guards transporting prisoners, nor to prisoners or lunatics being so transported: *Provided,* That all railroads operated by steam under forty miles in length shall furnish separate apartments for white and colored passengers: *Provided, further,* That where said railroads under forty miles in length operate both a daily passenger train and a freight train, with or without a coach attached, said railroad shall be required to furnish separate apartments for white and colored passengers only on the said passenger trains.

Electric roads excepted.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act are hereby repealed: *Provided,* The provisions hereof shall not apply to electric railroads.

Approved the 2d day of March, A. D. 1903.

No. 54.

A. D. 1903.

AN ACT TO AMEND SECTION 2165 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, VOLUME I.

Civil Code, § 2165, amended by adding a proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2165 of the Code of Laws of South Carolina, 1902, Vol. I, be, and the same is hereby, amended so as to read as follows:

Passenger rates.

"Section 2165. The rate for transportation of passengers on all railroads to which the provisions of this Chapter shall apply shall not exceed three cents per mile for every mile traveled; and such railroads shall not be required to have second-class coaches or to sell second-class tickets: *Provided*, That no railroad shall be required to charge a fare of less than five cents for the entire distance traveled.

Proviso.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and they are hereby, repealed.

SEC. 3. That this Act shall take effect immediately on its approval by the Governor.

Approved the 23d day of February, A. D. 1903.

No. 55.

AN ACT TO AMEND SECTION 2170 OF THE CODE (VOL. I, CODE OF LAWS, 1902), SO AS TO INCREASE THE PENALTY PROVIDED THEREIN, AND TO GIVE ONE-HALF THEREOF TO THE PERSON AGGRIEVED, AND THE OTHER HALF TO COUNTY.

Civil Code, § 2170, in regard to posting trains behind time, amended, by increasing the penalty.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2170 of the Civil Code (Vol. I, Code of Laws, 1902,) be amended by striking out in the third printed line of the second paragraph thereof the words "to the State;" and on the same line, next after the word "of," the word "five," and inserting the word "twenty" in lieu thereof; and on the fourth printed line of said paragraph, after the word "the," by striking out the word "railroad;" and on the fifth printed line of said paragraph the word "Commissioners," and inserting in lieu thereof the words "person aggrieved;"

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and by adding at the end of said Section the words "one-half of which sum shall be turned over to the County Treasurer for ordinary County purposes and the other half retained by the person so aggrieved;" so that said Section as amended shall read as follows:

Proceedings as to trains behind time.

Section 2170. Whenever any passenger train on any railroad in this State shall be more than one-half of one hour behind its schedule time, it shall be the duty of such railroad company to keep posted at every telegraph station along its line, when a telegraph operator is on duty at such station, the time such train is behind its schedule, and shall change such bulletin every half-hour until such train arrives, stating therein the time which such train is behind and the hour at which it is expected to arrive: *Provided,* That such bulletins shall not be required to be posted at any station until one-half hour before the regular schedule time at which such train is to arrive at the station at which such bulletin is required to be kept.

Penalty.

Any railroad company which shall refuse or neglect to comply with the provisions of this Section shall forfeit and pay the sum of twenty dollars for each and every such refusal or neglect; said sum to be sued for by the person aggrieved in the County in which such refusal or neglect occurs, one-half of which sum shall be turned over to the County Treasurer for ordinary County purposes and the other half retained by the person so aggrieved.

Approved the 20th day of February, A. D. 1903.

No. 56.

AN ACT TO AMEND SECTION 2432, OF THE CIVIL CODE, 1902, BY CHANGING THE TIME IN WHICH DISTRESS WARRANTS MAY BE ISSUED.

Civil Code, § 2432, amended, by extending the time in which distress warrants may issue, in case of removal from rented premises.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2432 be, and the same is hereby, amended by striking out the word "five," on line 7, and inserting in lieu thereof the word "ten;" so that said Section when thus amended shall read as follows:

Section 2432. Should any tenant, for years or lesser period,

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remove from any demised premises before the expiration of the term for which said premises were demised, leased or rented, then and in such case the rent which would be earned up to the end of the month in which the tenant leaves shall be immediately due and payable; and it shall be lawful for the landlord at any time within ten days after the removal of such tenant to issue his distress warrant for such an amount as may be due up to the expiration of the month in which the tenant leaves the premises.

Approved the 16th day of February, A. D. 1903.

No. 57.

AN ACT TO AMEND SECTION 2449 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, CONCERNING THE LIEN OF CERTAIN MORTGAGES.

Civil Code, § 2449, amended, by excepting certain railroad mortgages.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2449 of the Code of Laws of South Carolina, 1902, be, and the same hereby is, amended by inserting after the word "mortgage," in the second line thereof, the words "except mortgages or deeds of trust covering the whole or any part of the real or personal property of a railroad company;" so that, as amended, said Section 2449 will read as follows:

Liens on real estate of no force after twenty years; proviso.

No mortgage, or deed having the effect of a mortgage, except mortgages or deeds of trust, covering the whole or any part of the real or personal property of a railroad company, no judgment, decree or other lien on real estate, shall constitute a lien upon any real estate after the lapse of twenty years from the date of the creation of the same: *Provided,* That if the holder of any such lien or liens, as aforesaid, shall, at any time during the continuance of such lien, cause to be recorded upon the record of such mortgage, or deed having the effect of a mortgage, or shall file with the record of such judgment, decree or other lien, a note of some payment on account, or some written acknowledgment of the debts secured thereby, with the date of such payment or acknowledgment, such mortgage, deed having the effect of a mortgage, judgment, decree or other lien,

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shall be, and continue to be, a lien for twenty years from the date of the record of any such payment on account or acknowledgment: *Provided, further,* That nothing herein contained shall be construed to affect the duration of the liens of judgments as prescribed by Section 309 of the Code of Procedure: *Provided, further,* That on and after the first day of January, 1902, the provisions of this Act shall apply to all mortgages, those executed prior to the 24th day of December, 1879, as well as to those executed since that date, except mortgages or deeds of trust covering the whole or any part of the real or personal property of a railroad company.

SEC. 2. That all Acts and parts of Acts inconsistent with this Act be, and they hereby are, repealed.

SEC. 3. This Act shall take effect immediately upon its approval.

Approved the 23d day of February, A. D. 1903.

No. 58.

AN ACT TO AMEND SECTION 2508, VOL. 1, CIVIL CODE, 1902, LIMITING ADMISSION OF WILLS AS EVIDENCE.

Civil Code, § 2508, as to probate of wills, amended, by excluding wills as evidence until after probate.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2508, on page 963, of Vol. 1, of the Code of Laws of South Carolina of 1902, be amended by placing a semicolon instead of a period after the word "estate," on line 7 of said Section, and adding thereafter the following: "and no devise of real estate shall be admitted as evidence in any case until after probate, either in common form or due form of law;" so that the said Section when so amended shall read as follows:

What shall be a sufficient probate of a will of real or personal property.

The probate, in due form of law, by and before the proper Judge of Probate, of any last will and testament, whether the same be of real property exclusively, or of real and personal property mixed, shall be good, sufficient and effectual in law in the same manner and to the same extent as if the said last will and testament were exclusively of personal estate; and no devise of real estate shall be admitted as evidence in any case until after probate, either in common form or due form of law.

Approved the 6th day of February, A. D. 1903.

No. 59.

A. D. 1908.

AN ACT TO AMEND CHAPTER LXXXIX., OF THE CIVIL CODE OF SOUTH CAROLINA OF 1902, RELATING TO THE CITY COURT OF CHARLESTON, BY CHANGING THE TITLE OF SAID CHAPTER, AND BY ADDING CERTAIN SECTIONS THERETO.

Civil Code, Ch. LXXXIX, as to the City Court of Charleston, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Chapter LXXXIX., of the Civil Code of South Carolina of 1902, be amended by inserting after the word "Court," in the title, the words "and the Police Court;" so that the title of said Chapter shall be "The City Court and the Police Court of Charleston," and by making the following amendments to the following Sections of said Chapter:

That Section 2779 be amended by striking out the words, "except as provided in Section 2780," on line 2 of said Section.

That Section 2780 be amended by changing the number of said Section, so that said Section shall be known as Section 2791, and by inserting in the beginning of said Section the words, "There shall be established a Court in the city of Charleston known as the Police Court of the city of Charleston, which shall be held by the Recorder of the city of Charleston."

By changing the numbering of Section 2781, so that said Section shall be known as Section 2792.

By changing the numbering of Section 2782, so that said Section shall be known as Section 2793.

By changing the numbering of Section 2783, so that said Section shall be known as Section 2794.

By changing the numbering of Section 2784, so that said Section shall be known as Section 2795.

By changing the numbering of Section 2785, so that said Section shall be known as Section 2796.

By inserting after Section 2779, as herein amended, a Section to be known as Section 2780, as follows:

Section 2780. All issues, controversies and litigations in the said Court, if demanded by either party, shall be tried by a jury composed of six persons, according to the regulations and forms prescribed by law in cases of trial by jury, and as hereinafter provided.

A. D. 1808.

By inserting after said Section 2780, a Section to be known as Section 2781, as follows:

Board of Jury Commissioners; who shall constitute.

Section 2781. The Clerk of the City Court, the City Treasurer and the City Assessor shall constitute the Board of Jury Commissioners for the City Court of Charleston: *Provided*, In case any member of the Board of Jury Commissioners fail to attend for the purpose of drawing a jury, a majority of the Board may act.

Sheriff to provide jury list.

The City Sheriff shall, upon the passage of this Act, and hereafter on the 1st day of January of each year, provide a list of twenty-five hundred legally qualified jurors, from which list the Board of Jury Commissioners shall cause the names to be written, each one on a separate paper or ballot, and shall fold up said pieces of paper or ballots so as to resemble each other as much as possible, so that the names written thereon shall not be visible on the outside, and shall place them with the said list in a box to be furnished to them by the City Council of Charleston, which box shall be in custody of the Clerk of Court. The jury box shall be provided with three locks, each different. The key to one lock shall be kept by the Clerk of the City Court, one by the City Treasurer and one by the City Assessor, so that no two of said Commissioners shall hold keys to the same lock.

Drawing of jury.

When jurors are to be drawn, the Board of Jury Commissioners shall attend at the office of the Clerk of the City Court, and in the presence of the Sheriff, shall shake up the names of the jury box until they are well mixed, and having unlocked said box, the Board of Jury Commissioners, or a majority of them, shall proceed to draw therefrom, without seeing the names written thereon, a number of ballots equal to the number of jurors required, and which jury shall be summoned for the trial of causes in like manner and under the same penalties as are established by law and usage in the Circuit Court: *Provided*, That no *venire facias* shall at any time issue for more than eighteen jurors to serve at one Court, from whom a jury (or two juries, if the Recorder shall regard more than one jury necessary for the proper dispatch of the business before the Court,) shall be impanelled; and in case of non-attendance of the jurors so drawn and summoned, their places may be supplied by talesmen, drawn in the usual mode; but no person shall be liable to serve twice until all the names in the said jury box shall be drawn out.

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By changing the numbering of Section 2786, so that said Section shall be known as Section 2782.

By changing the numbering of Section 2787, so that said Section shall be known as Section 2783.

By changing the numbering of Section 2788, so that said Section shall be known as Section 2784.

By changing the numbering of Section 2789, so that said Section shall be known as Section 2785.

By changing the numbering of Section 2790, so that said Section shall be known as Section 2786.

By changing the numbering of Section 2791, so that said Section shall be known as Section 2787.

By changing the numbering of Section 2792, so that said Section shall be known as Section 2788.

By changing the numbering of Section 2793, so that said Section shall be known as Section 2789.

By changing the numbering of Section 2794, so that said Section shall be known as Section 2790.

By changing the numbering of Section 2795, and by striking out the numbering of Section 2796 and Section 2798, and by including all of said Sections in one Section, to be known as Section 2797; so that said Sections of said Chapter when amended shall read as follows:

Section 2779. The jurisdiction of the City Court of Charleston shall be limited to the trial of causes arising under the ordinances of the City Council of Charleston.

Section 2780. All issues, controversies and litigations in the said Court, if demanded by either party, shall be tried by a jury composed of six persons, according to the regulations and forms prescribed by law in cases of trial by jury, and as hereinafter provided.

Board of Jury Commissioners; who shall constitute.

Section 2781. The Clerk of the City Court, the City Treasurer and the City Assessor shall constitute the Board of Jury Commissioners for the City Court of Charleston: *Provided,* In case any member of the Board of Jury Commissioners fail to attend for the purpose of drawing a jury, a majority of the Board may act. The City Sheriff shall, upon the passage of this Act, and hereafter on the 1st day of January of each year, provide a list of twenty-five hundred legally qualified jurors, from which list the Board of Jury Commissioners shall

Sheriff to provide jury list.

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cause the names to be written, each on a separate paper or ballot, and shall fold up said pieces of paper or ballots so as to resemble each other as much as possible, so that the names written thereon shall not be visible on the outside, and shall place them with the said list in a box to be furnished to them by the City Council of Charleston, which box shall be in custody of the Clerk of Court. The jury box shall be provided with three locks, each different. The key to one lock shall be kept by the Clerk of the City Court, one by the City Treasurer and one by the City Assessor, so that no two of said Commissioners shall hold keys to the same lock. When jurors are to be drawn, the Board of Jury Commissioners shall attend at the office of the Clerk of the City Court, and in the presence of the Sheriff shall shake up the names of the jury box until they are well mixed, and having unlocked said box, the Board of Jury Commissioners, or a majority of them, shall proceed to draw therefrom, without seeing the names written thereon, a number of ballots equal to the number of jurors required, and which jury shall be summoned for the trial of causes in like manner and under the same penalties as are established by law and usage in the Circuit Court: *Provided,* That no *venire facias* shall at any time issue for more than eighteen jurors to serve at one Court, from whom a jury (or two juries, if the Recorder shall regard more than one jury necessary for the proper dispatch of the business before the Court,) shall be empanelled; and in case of non-attendance of the jurors so drawn and summoned, their places may be supplied by talesmen, drawn in the usual mode; but no person shall be liable to serve twice until all the names in the said jury box shall be drawn out.

Drawing of jury.

Qualifications of jurors.

Section 2782. All persons possessing the qualifications prescribed for jurors by the laws of the State, and usually residing in the city, or who have resided therein for four months before their being sworn, and there being at the time of being drawn and summoned, shall be liable to serve as jurors in the said Court, saving and reserving to all persons all lawful excuse and exemptions as in other Courts.

City Council and Recorder to prescribe rules of practice, etc.

Section 2783. It shall be lawful for the City Council and the said Recorder to prescribe, and from time to time to regulate, the practice of the said Court, and of the attorneys therein, con-

formably to this Chapter, and as nearly as may be to the forms and rules used in the Circuit Courts of this State, and the proceedings shall be the same substantially as in like cases; except in cases for the violation of ordinances, when imprisonment is imposed in addition to or in the alternative of a fine, in which case the prosecution shall be in the form of an information on the official oath of the Corporation Counsel. A. D. 1908.

Writs and processes shall be issued by Clerk.

Section 2784. All writs and processes shall be issued by the Clerk of the said Court, and shall be made returnable to the first day of the term next succeeding the issuing of the same.

Jurisdiction of Court.

Section 2785. The said Court is invested with power and authority to grant rules, to hear and determine motions for new trial, in arrest of judgment, and all questions of law arising out of causes within its jurisdiction; to issue subpœnas for the attendance of witnesses, to grant commissions for the examination of witnesses, to issue executions of *fieri facias* against the real and personal property of defendants, to issue writs of *capias ad respondendum,* to punish for contempt, and also all other the usual process, according to the known and approved rules of the common law and of the Acts of the Assembly in such cases provided; the Recorder shall have the same powers in the discharge of his duties as the Judges of the Court of Sessions and Common Pleas in like cases; but it is hereby declared and provided that no process or writ issuing out of the said Court shall extend or be of force for service or execution out of the limits of the said city, except commissions to examine witnesses; and all writs shall be served and returned ten days before the sitting of the Court aforesaid.

Right of appeal.

Section 2786. All parties shall have the same right of appeal to the Supreme Court from the decisions of the said City Court, in the same form which is now or may be lawful for parties in the Circuit Courts in like cases, and the Supreme Court shall hear and determine such appeals in the same manner as appeals from the Circuit Court of Charleston County.

Judgments to be transferred to Circuit Court offices.

Section 2787. All judgments in the office of the Clerk of the said City Court, and all executions, writs and processes in the office of the Sheriff of the city of Charleston, other than judgments, executions and processes arising under the ordinances of the City Council of Charleston, shall be transferred, respectively, to the offices of the Clerk of the Circuit Court and

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of the Sheriff of the County of Charleston, which causes, judgments, executions, writs and processes shall be of like validity and force as if the same had originated or been sued out of the Circuit Court for the said County.

Clerk and Sheriff to have same powers as those of Circuit Court.

Section 2788. The Clerk and Sheriff of the said City Court of Charleston shall have the same powers and authority in all cases within the jurisdiction of the said Court as the Clerks and Sheriffs of the Circuit Courts.

To draw jury in Recorder's absence.

Section 2789. In case of the sickness or absence from the State of the Recorder, they shall have power, and are hereby authorized and required to draw juries for the succeeding term.

Fees the same as Circuit Court.

Section 2790. The charges and fees of the several officers of the City Court shall be the same as in the Circuit Court in like cases.

Police Court established.

Section 2791. There shall be established a Court in the city of Charleston known as the Police Court of the city of Charleston, which shall be held by the Recorder of the city of Charleston. The said Recorder, and any Magistrate holding the Police Court of the city of Charleston, in the case of absence, sickness or other disability of such Recorder, is invested with jurisdiction to hear and determine all cases of a criminal nature occurring within the limits of the city of Charleston, which are not within the exclusive jurisdiction of the Court of General Sessions: that is to say, any such officer holding the Police Court shall have jurisdiction of all offenses committed within the limits of the city of Charleston on arrest by the police or municipal authorities, which may be subject to the penalties of fine or forfeiture not exceeding one hundred dollars, or imprisonment, with or without hard labor, not exceeding thirty days, and may impose any sentence within these limits singly or in the alternative.

Examination of persons arrested.

Section 2792. Upon the sworn information of any member of the police force or municipal officer, any such officer holding the said Police Court as aforesaid, shall proceed to the examination of any charge against any person arrested and brought before him, and upon the same appearing not to be within the jurisdiction of the said Police Court, he shall refer the same to a Ministerial Magistrate as such for examination, to be by such Ministerial Magistrate referred to the Judicial Magis-

trate's Court of the city of Charleston, or Court of General Sessions, as may be proper.

Forfeit of deposit; when

Section 2793. Upon any charge made as above against any person released on deposit and not appearing when called, any such officer holding the said Police Court shall order the said deposits forfeited.

Jury may be demanded.

Section 2794. In the trial of any case in the said Police Court, upon the demand for a jury, the same shall be summoned and empanelled in the said Police Court, in accordance with the law for empanelling juries in Magistrates' Courts.

Sworn stenographer may transcribe testimony.

Section 2795. In taking of testimony and preparation of the record in cases of appeal from the said Police Court, the transcript of the notes of the testimony taken of the trial by a sworn stenographer shall be held to be equivalent to the testimony signed by the witnesses, and the Recorder is hereby authorized and empowered to appoint a suitable person as official stenographer of said Police Court, who, after being duly sworn, shall take all testimony before said Police Court.

Police officer to be in attendance.

Section 2796. It shall be the duty of one of the officers of the police force to be in constant attendance on said Court, and to take proper measures for the safe keeping of the prisoners and for carrying into effect the orders of said Court.

Recorder not to appear in any cause heard by him.

Section 2797. The said Recorder shall not be permitted to plead in a superior Court in any cause which has been argued before or adjudged by him. The Recorder is hereby clothed with all the powers, duties and jurisdiction of a Judicial Magistrate, except that he shall not receive any additional compensation, and shall not have the authority of a Magistrate to appoint a Constable. In case of the sickness or other unavoidable absence of the Recorder, the Police Court shall be held by one of the Aldermen of the city of Charleston, or by one of the Magistrates for Charleston County, as may be designated by the Mayor.

This Act shall take effect immediately upon its approval by the Governor.

Approved the 2d day of March, A. D. 1903.

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No. 60.

AN ACT TO AMEND SECTION 2853, VOL. 1, OF CIVIL CODE.

Limitation and costs in actions by personal representative in civil wrongs resulting in death.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 2853 of the Civil Code be amended by striking out the word "two," on the first line of said Section, and inserting in lieu thereof the word "six;" so that said Section when amended shall read as follows:

Section 2853. All such actions must be brought within six years from the death of such person, and the executor or administrator, plaintiff in the action, shall be liable to costs in case there be a verdict for the defendant, or nonsuit or discontinuance, out of the goods, chattels and lands of the testator or intestate, if any.

Approved the 6th day of February, A. D. 1903.

No. 61.

AN ACT TO ESTABLISH A MORTUARY TABLE AND MAKE THE SAME EVIDENCE IN THE COURTS.

Civil Code amended, by adding a section to follow § 2908 as § 2908a, establishing a mortuary table.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That in all civil actions or other modes of litigation, whenever it shall be necessary to establish the expectancy of continued life of any person from any period of such person's life, whether he be living at the time or not, the table hereto appended shall be received in all Courts and by all persons having power to determine litigation as evidence, with other evidence as to the health, constitution and habits of such person, of such expectancy represented by the figures in the columns headed by the words "completed age" and "expectation," respectively:

Completed Age.	Expectation.
10	48.7
11	48.1
12	47.4
13	46.8
14	46.2
15	45.5
16	44.9

Completed Age.	Expectation.	A. D. 1908.
17	44.2	
18	43.5	
19	42.9	
20	42.2	
21	42.53	
22.	40.85	
23	40.17	
24	39.49	
25	38.81	
26	38.11	
27	37.43	
28	36.73	
29	36.03	
30	35.33	
31	34.62	
32	33.92	
33	33.21	
34	32.50	
35	31.78	
36	31.07	
37	30.35	
38	29.62	
39	28.90	
40	28.18	
41	27.45	
42	26.72	
43	25.99	
44	25.27	
45	24.54	
46	23.80	
47	23.08	
48	22.36	
49	21.63	
50	20.91	
51	20.20	
52	19.49	
53	18.79	
54	18.09	
55	17.40	

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Completed Age.	Expectation.
56	16.72
57	16.05
58	15.39
59	14.74
60	14.09
61	13.47
62	12.86
63	12.26
64	11.67
65	11.10
66	10.54
67	10.00
68	9.47
69	8.97
70	8.48
71	8.00
72	7.55
73	7.11
74	6.68
75	6.27
76	5.88
77	5.49
78	5.11
79	4.74
80	4.39
81	4.05
82	3.71
83	3.39
84	3.08
85	2.77
86	2.47
87	2.18
88	1.91
89	1.66
90	1.42
91	1.19
92	.98
93	.80
94	.64

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Completed Age.	Expectation.
95	.50

Approved the 16th day of February, A. D. 1903.

No. 62.

AN ACT TO AMEND SECTION 3002 OF THE CIVIL CODE OF LAWS OF SOUTH CAROLINA, 1902, EXCEPTING CERTAIN MORTGAGES AND DEEDS OF TRUST.

Civil Code, § 3002, as to certain mortgages, amended, by excepting railroad mortgages.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 3002 of the Civil Code of Laws of South Carolina, 1902, be, and hereby is, amended, by inserting after the word "mortgage," in the first line thereof, the words, "except mortgages or deeds of trust covering the whole or any part of the real or personal property of a railroad company or manufacturing company;" so that, as amended, said Section 3002 will read as follows:

"No chattel mortgage, except mortgages or deeds of trust covering the whole or any part of the real or personal property of a railroad company or manufacturing company, shall be valid or good to convey any interest or right whatever to the mortgagee, unless the property mortgaged shall be described in writing, or typewriting, but not printing, on the face of the mortgage, nor shall any prosecution be for selling any property under the lien of such mortgage, unless the property mortgaged shall be described in writing or typewriting, but not printing, on the face of such mortgage."

SEC. 2. That all Acts and parts of Acts inconsistent with this Act, be, and they hereby are, repealed.

SEC. 3. This Act shall take effect immediately upon its approval.

Approved the 23d day of February, A. D. 1903.

A. D. 1908.

No. 63.

AN ACT TO AMEND SECTIONS 5 AND 6 OF AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE," APPROVED THE 27TH DAY OF FEBRUARY, A. D. 1902.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 5 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of this State," approved February 27th, 1902, be amended, so that said Section as amended shall read as follows:

Clerks of Court, salaries in lieu of fees chargeable against County. Civil Code, s. d. 8, § 8107, amended.

Section 5. That the Clerks of the Circuit Court for the various Counties of this State shall receive an annual salary, in lieu of all costs and fees chargeable against the County, as follows: Abbeville, three hundred dollars; Aiken, five hundred dollars; Anderson, five hundred dollars; Bamberg, two hundred and fifty dollars; Barnwell, four hundred dollars; Beaufort, four hundred dollars; Berkeley, three hundred dollars; Charleston, two thousand and four hundred dollars; Cherokee, two hundred and fifty dollars; Chester, three hundred and fifty dollars; Chesterfield, four hundred dollars; Clarendon, one hundred and fifty dollars; Colleton, four hundred dollars; Darlington, four hundred and twenty-five dollars; Dorchester, two hundred dollars; Edgefield, two hundred dollars; Fairfield, three hundred dollars; Florence, three hundred dollars; Georgetown, six hundred dollars; Greenville, sixteen hundred dollars; Greenwood, two hundred and fifty dollars; Hampton, three hundred dollars; Horry, three hundred dollars; Kershaw, three hundred and fifty dollars; Lancaster, two hundred and fifty dollars; Laurens, four hundred dollars; Lexington, three hundred and fifty dollars; Marion, five hundred dollars; Marlboro, five hundred dollars; Newberry, two hundred and seventy-five dollars; Oconee, three hundred dollars; Orangeburg, five hundred and fifty dollars; Pickens, three hundred dollars; Richland, twelve hundred dollars; Saluda, two hundred dollars; Spartanburg, twelve hundred and fifty dollars; Sumter, four hundred dollars; Union, four hundred dollars; Williamsburg,

two hundred and seventy-five dollars; York, three hundred dollars. A. D. 1903.

SEC. 2. That Section 6 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of this State, approved the 27th day of February, A. D. 1902, be, and the same is hereby, amended so that said Section 6, when so amended, shall read as follows:

Salaries of Supervisors.

Section 6. That the County Supervisors of the various Counties of this State shall receive annual salaries as follows: Abbeville, nine hundred dollars; Aiken, eight hundred dollars; Anderson, nine hundred dollars; Bamberg, eight hundred dollars; Barnwell, eight hundred and fifty; Beaufort, eight hundred dollars; Berkeley, six hundred dollars; Charleston, twelve hundred dollars; Cherokee, five hundred dollars; Chester, eight hundred dollars; Chesterfield, six hundred dollars; Clarendon, eight hundred dollars; Colleton, three hundred and fifty dollars; Darlington, seven hundred and fifty dollars; Dorchester, four hundred dollars; and the Clerk of the Board of County Commissioners of said County shall receive one hundred dollars; Edgefield, six hundred dollars; Fairfield, six hundred and fifty dollars; Florence, seven hundred and fifty dollars; Georgetown, eight hundred dollars; Greenville, nine hundred and fifty dollars; Greenwood, nine hundred dollars; Hampton, six hundred dollars; Horry, five hundred dollars; Kershaw, six hundred and fifty dollars; Lancaster, six hundred dollars; Laurens, eight hundred dollars; Lexington, three hundred dollars; Marion, eight hundred dollars; Marlboro, seven hundred dollars; Newberry, seven hundred and fifty dollars; Oconee, five hundred dollars; Orangeburg, three hundred and fifty dollars; Pickens, two hundred and fifty dollars; Richland, twelve hundred dollars: *Provided,* That the present County Supervisor of Richland County shall, during the present term to which he has been elected, receive the salary now provided by law; Saluda, four hundred and fifty dollars, and his Clerk shall receive one hundred dollars; Spartanburg, one thousand dollars per annum, payable monthly; Sumter, seven hundred and fifty dollars; Union, six hundred dollars; Williamsburg, seven hundred dollars; and York, seven hundred dollars.

Approved the 16th day of March, A. D. 1903.

A. D. 1908.

No. 64.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THIS STATE," APPROVED 27TH FEBRUARY, 1902.

Act 1902, Civil Code, § 811Sa, amended, by increasing the salary of the Sheriff of Cherokee County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 4 of an Act entitled "An Act to fix the amount of compensation to be paid to the County officers of the various Counties of this State," be, and the same is hereby, amended by striking out, on line 8, the words "eleven hundred and fifty," and inserting in lieu thereof the words "fifteen hundred;" and inserting between the words "dollars" and "Chester," on same line, the following: "which shall be in full for all work as Sheriff, and for serving all criminal process issued by the Magistrates resident at Gaffney;" so that said Section, when so amended, shall read as follows:

Sheriffs' salaries.

Section 4. That the Sheriffs of the various Counties of the State shall receive annual salaries, in lieu of all costs and fees chargeable against the County, as follows: Abbeville, eleven hundred dollars; Aiken, two thousand dollars; Anderson, eighteen hundred dollars; Bamberg, eight hundred dollars; for keeping the jail and dieting prisoners, one hundred and fifty dollars; that the Sheriff shall have the right to make requisition upon the Supervisor for the maintenance of said prisoners confined in the County jail as provided in an Act entitled an Act to establish Bamberg County; Barnwell, fifteen hundred dollars; Beaufort, fifteen hundred dollars; Berkeley, eight hundred dollars; Charleston, four thousand dollars; Cherokee, fifteen hundred dollars, which shall be in full for all work as Sheriff, and for serving all criminal process issued by the Magistrates resident at Gaffney; Chester, nine hundred dollars; Chesterfield, nine hundred dollars; Clarendon, eight hundred dollars; Colleton, thirteen hundred dollars; Darlington, eighteen hundred dollars: *Provided,* The Sheriff of Darlington County shall not be required to serve any warrant or other process issued by the Magistrates of the County unless specifically deputized so to do; Dorchester, seven hundred and fifty dollars; Edgefield, one thousand dollars; Fairfield, twelve hundred dollars; Florence, twenty-two

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hundred and fifty dollars; Georgetown, eighteen hundred dollars: *Provided,* That the Sheriff of Georgetown County shall act as Constable for the Magistrate residing at Georgetown without additional compensation; Greenville, twenty-two hundred dollars; Greenwood, one thousand dollars; Hampton, one thousand dollars; Horry, three hundred dollars; Kershaw, eleven hundred dollars; Lancaster, one thousand dollars; Laurens, fifteen hundred dollars; Lexington, eight hundred dollars; Marion, eighteen hundred dollars; Marlboro, sixteen hundred dollars: *Provided,* That the Sheriff of Marlboro County shall act as Constable for the two Magistrates residing at Bennettsville without additional compensation; Newberry, fourteen hundred dollars; Oconee, seven hundred and fifty dollars; Orangeburg, twenty-five hundred dollars; Pickens, six hundred dollars; Richland, twenty-four hundred dollars; Saluda, one thousand dollars: *Provided,* The Sheriff shall act as Constable for the Magistrate of the Fifth Judicial District, in criminal cases, without other compensation; Spartanburg, twenty-five hundred dollars; Sumter, eighteen hundred dollars; Union, fifteen hundred dollars; Williamsburg, thirteen hundred dollars; and York, thirteen hundred and fifty dollars. That in addition to the salaries hereinabove provided, the Sheriffs of the various Counties of the State shall receive twenty cents per day for dieting each prisoner while in his custody, and actual necessary expenses for himself and prisoners and lunatics, when called beyond the County.

Approved the 2d day of March, A. D. 1903.

No. 65.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE," APPROVED THE 27TH DAY OF FEBRUARY, 1902, SO AS TO INCREASE THE SALARY OF THE SHERIFF OF HORRY COUNTY.

Act 1902, Civil Code, § 3118, amended, so as to increase the salary of the Sheriff of Horry County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 4 of an Act entitled "An

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Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State," approved the 27th day of February, A. D. 1902, be amended by striking out the word "three," and inserting in lieu thereof the word "five" in the clause as to Horry County; so that the said Section, as amended, shall read as follows:

Sheriffs' salaries.

Section 4. That the Sheriffs of the various Counties of this State shall receive annual salaries, in lieu of all costs and fees chargeable against the County, as follows: Abbeville, eleven hundred dollars; Aiken, two thousand dollars; Anderson, eighteen hundred dollars; Bamberg, six hundred dollars; Barnwell, fifteen hundred dollars; Beaufort, fifteen hundred dollars; Berkeley, eight hundred dollars; Charleston, four thousand dollars; Cherokee, fifteen hundred dollars, which shall be in full for all work as Sheriff and for serving all criminal process issued by the Magistrates resident at Gaffney; Chester, nine hundred dollars; Chesterfield, nine hundred dollars; Clarendon, eight hundred dollars; Colleton, thirteen hundred dollars; Darlington, eighteen hundred dollars: *Provided,* The Sheriff of Darlington County shall not be required to serve any warrant or any other process issued by the Magistrates of the County, unless specifically deputized so to do; Dorchester, seven hundred and fifty dollars; Edgefield, one thousand dollars; Fairfield, twelve hundred dollars; Florence, two thousand dollars; Georgetown, eighteen hundred dollars: *Provided,* That the Sheriff of Georgetown County shall act as Constable for the Magistrate residing at Georgetown without additional compensation; Greenville, twenty-two hundred dollars; Greenwood, one thousand dollars; Hampton, one thousand dollars; Horry, five hundred dollars: *Provided,* That the Sheriff of Horry County shall act as Constable for the Magistrate residing at Conway without additional compensation; Kershaw, eleven hundred dollars; Lancaster, one thousand dollars; Laurens, fifteen hundred dollars; Lexington, eight hundred dollars; Marion, eighteen hundred dollars; Marlboro, thirteen hundred and fifty dollars; Newberry, fourteen hundred dollars; Oconee, seven hundred and fifty dollars; Orangeburg, twenty-five hundred dollars; Pickens, six hundred dollars; Richland, twenty-four hundred dollars; Saluda, one thousand dollars: *Provided,* The Sheriff shall act as Constable for the Magistrate of the

Fifth Judicial District in criminal cases, without other compensation; Spartanburg, twenty-five hundred dollars; Sumter, eighteen hundred dollars; Union, fifteen hundred dollars; Williamsburg, thirteen hundred dollars; and York, thirteen hundred and fifty dollars. That in addition to the salaries herein above provided, the Sheriffs of the various Counties of the State shall receive twenty cents per day for dieting each prisoner while in his custody, and actual necessary expenses for himself and prisoners and lunatics, when called beyond the County.

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Approved the 23d day of February, A. D. 1903.

No. 66.

AN ACT TO AMEND SECTION 15 OF AN ACT ENTITLED "AN ACT TO FIX THE AMOUNT OF THE COMPENSATION TO BE PAID TO THE COUNTY OFFICERS OF THE VARIOUS COUNTIES OF THE STATE," ON PAGE 1085 OF THE ACT OF 1902, VOL. 23, STATUTES AT LARGE, BY PROVIDING AN INCREASE OF COMPENSATION FOR THE CORONERS OF CHESTER AND YORK COUNTIES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 15 of an Act entitled "An Act to fix the amount of the compensation to be paid to the County officers of the various Counties of the State, approved February 27th, 1902, be, and hereby is, amended as to the amount of salary to be paid the Coroners of Chester and York Counties, so as better to grade the same according to the population and necessary services required, by striking out in said Section the words "Chester, one hundred and twenty-five dollars," and inserting in lieu thereof the words "Chester, two hundred dollars; York, two hundred;" so that it shall read as follows:

Coroners. Civil Code, §§ 892 and 8124, amended.

Section 15. That the Coroners of the various Counties of the State shall be paid an annual salary, in lieu of all costs and fees, as follows: Abbeville, one hundred and fifty dollars; Aiken, two hundred and fifty dollars; Anderson, two hundred dollars; Bamberg, one hundred dollars; Barnwell, two hundred and fifty dollars; Beaufort, three hundred dollars; Berkeley, one

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hundred dollars; Charleston, one thousand eight hundred dollars; Cherokee, one hundred dollars; Chester, two hundred dollars; Chesterfield, one hundred dollars; Clarendon, two hundred dollars; Colleton, one hundred and fifty dollars; Darlington, two hundred and twenty-five dollars; Dorchester, one hundred dollars; Edgefield, one hundred and twenty-five dollars; Fairfield, one hundred and fifty dollars; Florence, one hundred and fifty dollars; Georgetown, three hundred dollars; Greenville, three hundred and fifty dollars; Greenwood, one hundred dollars; Hampton, one hundred and twenty-five dollars; Horry, one hundred dollars; Kershaw, one hundred and twenty-five dollars; Lancaster, one hundred and twenty-five dollars; Laurens, two hundred and twenty-five dollars; Lexington, one hundred and fifty dollars; Marion, one hundred and fifty dollars; Marlboro, one hundred and twenty-five dollars; Newberry, two hundred and fifty dollars; Oconee, one hundred dollars; Orangeburg, two hundred and fifty dollars; Pickens, one hundred dollars; Richland, five hundred dollars; Saluda, one hundred dollars; Spartanburg, three hundred dollars; Sumter, two hundred and fifty dollars; Union, one hundred and twenty-five dollars; Williamsburg, one hundred and twenty-five dollars; York, two hundred dollars.

Approved the 16th day of February, A. D. 1903.

No. 67.

AN ACT TO FIX THE AMOUNT OF SALARY OF PROBATE JUDGE OF GEORGETOWN COUNTY.

Judge of Probate of Georgetown allowed certain fees.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That after approval of this Act, the Judge of Probate of the County of Georgetown shall receive as compensation for his services, in addition to his salary, all fees now allowed by law to be charged by Judges of Probate in this State.

SEC. 2. All Acts or parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved the 21st day of February, A. D. 1903.

No. 68.

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AN ACT TO AMEND SECTION 3095, OF VOLUME I, OF THE CODE OF LAWS OF 1902, DESIGNATING THE HOLIDAYS IN THE COUNTY OF CHARLESTON TO BE OBSERVED IN THE ACCEPTANCE AND PAYMENT OF BILLS OF EXCHANGE, BANK CHECKS AND PROMISSORY NOTES, SO AS TO MAKE THE SAME APPLICABLE TO THE COUNTY OF RICHLAND.

Civil Code, § 3095, amended, so as to include Richland County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 3095, of Volume I, of the Code of Laws of 1902, be, and the same is hereby, amended by striking out the word "County," in the first line of said Section, and inserting after the word "Charleston," on the same line of said Section, the words "and Richland Counties;" so that said Section when so amended shall read as follows:

Special provision as to holidays in Charleston and Richland Counties.

Section 3095. In Charleston and Richland Counties, the holidays mentioned in the last preceding Section, and any and every other day which may at any time hereafter be made a public holiday by law, and every Saturday from twelve noon until twelve midnight, which is hereby appointed a half holiday, shall, for all purposes whatsoever, as regards the presenting for payment or acceptance, and of the protesting and giving notice of the dishonor of bills of exchange, bank checks and promissory notes made after the passage of this Section, be treated and considered as the first day of the week, commonly called Sunday, and as public holidays or half holidays; and all such bills, checks and notes, otherwise presentable for acceptance or payment on such public holidays, shall be presentable for acceptance or payment on the secular or business day next succeeding such holiday; but in the case of a half holiday, such bills, checks and notes shall be presentable for acceptance or payment at or before twelve o'clock noon of that day: *Provided, however,* That for the purpose of protesting or otherwise holding liable any party to any bill of exchange, check or promissory note, and which shall not have been paid before twelve o'clock at noon any Saturday, a demand of acceptance or payment thereof may be made, and notice of protest or dishonor thereof may be given after twelve o'clock at noon on Saturday, or on the next succeeding secular or business day: *And Provided, further,* That when any person shall receive for collection any check,

Half holiday on Saturdays for certain purposes.

Demand for acceptance or payment.

Failure to present or demand on Saturday.

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bill of exchange, promissory note, due and presentable for acceptance or payment on any Saturday, such person shall not be deemed guilty of any neglect or omission of duty, nor incur any liability in not presenting for payment, or acceptance, or collecting, such check, bill of exchange or promissory note on that day: *And Provided, further,* That in construing this Section, every Saturday, unless a whole holiday as aforesaid, shall, until twelve o'clock noon, be deemed a secular or business day: *Provided, further,* That in construing this Section every Saturday unless a whole holiday as aforesaid shall until twelve o'clock noon be deemed a secular or business day: *Provided, further,* That nothing herein contained shall render illegal any business which any bank or other corporation or person shall see fit to transact on any Saturday after twelve o'clock at noon.

Saturday forenoon.

Certain Mondays declared to be holidays.

Whenever any of the legal holidays mentioned in Section 3094 shall fall upon Sunday, the Monday next following shall be deemed a public holiday for all or any of the purposes aforesaid: *Provided, however,* That in such case all bills of exchange, checks and promissory notes made after passage of this Section, which would otherwise be presentable for acceptance or payment on the said Monday, shall be deemed to be presentable for acceptance or payment on the secular or business day next succeeding holiday.

Approved the 2d day of March, A. D. 1903.

No. 69.

AN ACT TO AMEND SECTION 38 OF CRIMINAL CODE OF LAWS SOUTH CAROLINA, 1902, RELATING TO GRAND JURIES.

Criminal Code, § 38, amended, so as to include Charleston in the terms of subdivision c.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 38 of Criminal Code of Laws South Carolina, 1902, relating to grand juries, be, and the same is hereby, amended by striking out the following words at the end of Subdivision "C" of said Section, "and that the provisions of this Section shall not apply to the County of Charleston;" so that said Section, when amended, shall read as follows:

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Six grand jurors of 1897 to serve for 1898.

How grand juries drawn in 1898 and after.

Six of the grand jury to be drawn each year for the next year.

Drawing of grand jurors under extraordinary circumstances.

Section 38. *a.* During the last term of the Court of General Sessions for each County in the year 1897, six of the grand jurors then in service shall be drawn in the manner now provided by law for the empanelling of petit jurors in criminal cases, who shall serve as grand jurors during the next succeeding year. *b.* The Clerk of the Court of General Sessions in each County in the year 1898, and each succeeding year thereafter, not less than fifteen days before the commencement of the first term of the Court in said year, shall issue writs *venire facias* in each County for twelve grand jurors to be returned to that Court, who, together with the six grand jurors for whose selection provision has hereinbefore been made, shall be held to serve at each term thereof throughout said year, and until another grand jury is selected and empanelled. *c.* At the end of each succeeding year thereafter, during the last term of the Court of General Sessions held in each County for such year, six of the grand jurors then in service shall be drawn as hereinafter provided, who, together with twelve grand jurors selected in the manner herein prescribed, shall constitute the grand jury for said year: *Provided,* That no person shall serve as a grand juror for more than two consecutive years. *d.* Whenever for any cause, such as the quashing of the array or there being no Court at the fall term, there has heretofore been or shall hereafter be a failure to draw the names of six members of any grant jury for any County to serve on the grand jury for that County for the ensuing year as required by law, there shall be drawn, at the proper time for drawing the grand jury, eighteen names from the jury box, instead of twelve, and the said eighteen persons, whose names are so drawn, shall be summoned and shall serve as the grand jury for the year in question, and shall be the lawful grand jury for such County for that year, and until their successors be drawn, summoned and qualified according to law. *e.* When the Judge entitled to preside fails to attend and to hold the fall or last term of the Court of Common Pleas and General Sessions for any County, the Clerk of the Court shall have the right, and is required hereby, to make the drawing from the outgoing grand jury, that is to say, from the grand jury for the then current year, of the names of the six members who shall serve as a part of the grand jury for the then ensuing year, with the same force and effect as if the

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names of the said six grand jurors had been drawn in the presence of the presiding Judge.

Approved the 23d day of February, A. D. 1903.

No. 70.

AN ACT TO AMEND SECTION 77, CRIMINAL CODE OF SOUTH CAROLINA, VOL. 2, PROVIDING FOR TEN YEAR CONVICTS TO SERVE SENTENCE ON PUBLIC WORKS OF THE COUNTY.

Criminal Code, § 77, as to place of imprisonment, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 77, Criminal Code of South Carolina, Vol. 2, be, and the same is hereby, amended by striking out the word "five," on line 7 of said Section, and inserting in lieu thereof the word "ten;" so that said Section, when so amended, shall read as follows:

Punishment in cases where imprisonment is provided.

Section 77. In every case in which imprisonment is provided as punishment, in whole or in part, for any crime, such imprisonment shall be either in the Penitentiary, with or without hard labor, or in County jail, with or without hard labor, at the discretion of the Circuit Judge pronouncing the sentence: *Provided,* That all able-bodied male convicts, whose sentences shall not be for a longer period than ten years, except persons convicted of assault with intent to rape, shall be sentenced to hard labor upon the public works of the County in which such convict shall have been convicted, and in the alternative to imprisonment in the County jail or State Penitentiary at hard labor.

Approved the 23d day of February, A. D. 1903.

No. 71.

AN ACT TO AMEND SECTION 169 OF THE CRIMINAL CODE, RELATING TO STEALING FROM THE FIELD.

Criminal Code, § 169, amended, where value of grain, etc., does not exceed $10.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 169 of the Criminal Code of 1902 be amended by adding thereto the following

words: "except that when the property stolen shall not exceed ten dollars in value, the punishment shall be by imprisonment for not more than thirty nor less than twenty days, or by a fine of not more than one hundred nor less than fifty dollars;" so that said Section, as amended, shall read as follows:

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Stealing grain and cotton from field.

Section 169. Whosoever shall steal from the field any grain, cotton or vegetables, whether severed from the freehold or not, shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by imprisonment for not more than five years or by a fine of not more than five hundred dollars; except that when the amount stolen shall not exceed ten dollars in value, the punishment shall be by imprisonment for not more than thirty days nor less than twenty days, or by a fine of not more than one hundred nor less than fifty dollars.

Approved the 23d day of February, A. D. 1903.

No. 72.

AN ACT TO AMEND SECTION 176 OF THE CRIMINAL CODE, VOL. 2, CODE OF LAWS, 1902, RELATING TO THE PUNISHMENT FOR REMOVAL, DESTRUCTION OR LEAVING DOWN OF ANY GATE, FENCE, BARS OR OTHER STRUCTURE.

Criminal Code, § 176, as to leaving down fences, by changing the punishment.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 176 of the Criminal Code, Vol. 2, Code of Laws, 1902, be, and the same is hereby, amended by adding, after the word "kind," in the third printed line thereof, the words "or crops or uncultivated lands;" so that said Section 176 shall read:

Removing, destroying, or leaving down fences, misdemeanor, punishment.

Section 176. Any person, other than the owner, who shall remove or destroy, or leave down, any portion of any fence in this State intended to enclose animals of any kind, or crops or uncultivated lands, or who shall leave open any gate, or leave down any bars or other structure intended for a like purpose, shall be deemed guilty of a misdemeanor; and any person who shall wilfully or negligently violate Section 1497 of the Civil Code shall also be guilty of a misdemeanor, and both classes of offenders shall be punished by a fine of not less than five nor more than thirty dollars, or be imprisoned in the County jail

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not less than five and not more than thirty days. That when the unanimous consent of all persons in the territory to be enclosed has been obtained, it shall be lawful to erect a fence enclosing such territory: *Provided,* That when such fence cross the public roads, good and sufficient gates shall be erected and maintained by the party or parties erecting such fence, and hitching posts shall be placed on each side of such gate, not more than twenty yards from such gate or gates: *Provided, further,* That any owner of any fence intended for purposes specified in this Section, who shall wilfully and with purpose of turning stock out of any enclosure or into any crops, remove, destroy or leave down any portion of any such fence, or leave open any gate or bars, shall be deemed guilty of a misdemeanor, and shall be subject to the penalties provided in this Act.

Approved the 2d day of March, A. D. 1903.

No. 73.

AN ACT TO AMEND SECTION 278 OF THE CRIMINAL CODE, 1902, BY MAKING CERTAIN OFFENCES IN CONNECTION WITH PARTY REGISTRATION AND PRIMARIES, MISDEMEANORS, AND PRESCRIBING PENALTIES THEREFOR.

Criminal Code, § 278, amended, by making certain fraudulent actions in party primaries, misdemeanors.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 278 of the Criminal Code, 1902, be amended by adding at the end thereof the following: "And any person who shall fraudulently procure the registration of a name or names on the party registration lists or rolls in violation of the party rules or otherwise; or who shall fraudulently offer or attempt to vote such name or names; or who shall fraudulently offer or attempt to vote in violation of the party rules and regulations; or under any false pretence as to any circumstances affecting his qualifications to vote; or who shall fraudulently aid, counsel or abet another in so doing, either as to said fraudulent registration or said fraudulent offer or attempt to vote, shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than one hundred ($100.00) dollars, nor more than five hundred ($500.00) dollars, or be imprisoned for a period of not less

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than thirty nor more than ninety days, or both, at the discretion of the Court;" so that said Section, when amended, shall read as follows:

Perjury to swear falsely, etc., by voters.

Section 278. Any voter who shall swear falsely at any primary election in taking the prescribed oath, or shall personate another person and take the oath in his name, in order to vote, shall be guilty of perjury, and on conviction shall be punished as for perjury. And any person who shall fraudulently procure the registration of a name or names of the party registration lists or rolls in violation of the party rules or otherwise; or who shall fraudulently offer or attempt to vote such name or names; or who shall fraudulently offer or attempt to vote in violation of the party rules and regulations; or under any false pretence as to any circumstances affecting his qualifications to vote; or who shall fraudulently aid, counsel or abet another in so doing, either as to said fraudulent registration or said fraudulent offer or attempt to vote, shall be deemed guilty of a misdemeanor, and on conviction be punished by a fine of not less than one hundred ($100.00) dollars, nor more than five hundred ($500.00) dollars, or be imprisoned for a period of not less than thirty days, nor more than ninety days, or both, at the discretion of the Court.

Approved the 2d day of March, A. D. 1903.

No. 74.

AN ACT TO REGULATE THE EMPLOYMENT OF CHILDREN IN FACTORIES, MINES AND MANUFACTURING ESTABLISHMENTS IN THIS STATE.

Children under certain ages not to be employed in factories, etc. Criminal Code, § 821a.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the first day of May, 1903, no child under the age of ten years shall be employed in any factory, mine or textile manufacturing establishment of this State; and that from and after the first day of May, 1904, no child under the age of eleven shall be employed in any factory, mine or textile establishment of this State; that from and after the first day of May, 1905, no child under the age of twelve years shall be employed in any factory, mine or

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textile establishment of this State, except as hereinafter provided.

After May 1st, 1903, no child under 12 years permitted to work between certain hours. § 821b.

SEC. 2. That from and after May first, 1903, no child under the age of twelve years shall be permitted to work between the hours of 8 o'clock p. m. and 6 o'clock in the morning in any factory, mine or textile manufactory of this State: *Provided,*

Exception.

That children under the age of twelve, whose employment is permissible, under the provisions of this Act, may be permitted to work after the hour of 8 p. m. in order to make up lost time, which has occurred from some temporary shut down of the mill, on account of accident or breakdown in the machinery, which has caused loss of time: *Provided, however,* That under no circumstances shall a child below the age of twelve work later than the hour of 9 p. m.

Under certain conditions may be permitted to work. § 821c.

SEC. 3. That children of a widowed mother and the children of a totally disabled father, who are dependent upon their own labor for their support, and orphan children who are dependent upon their own labor for their support, may be permitted to work in textile establishments of this State for the purposes of earning their support: *Provided,* That in the case of a child or children of a widowed mother or of a totally disabled father, the said mother or the said father, and in case of orphan children, the guardian of said children or person standing *in loco parentis* of said child or children, shall furnish to any of the

But must furnish affidavit.

persons named in Section 4 of this Act an affidavit duly sworn to by him or her before some Magistrate or Clerk of Court of the County in which he or she resides, stating that he or she is unable to support the said children, and that the said children are dependent upon their own labor for their support, then, and in that case, the said child or children of the said widowed mother and the said disabled father and said orphan children shall not be affected by the prohibitions of Section 1 of this Act; and filing of said affidavit shall be full justification for

Endorsement of officers thereon.

their employment: *Provided, further,* That the officer before whom the said affidavit shall be subscribed shall indorse upon the back thereof his approval and his consent to the employment of said child or children. Any person who shall swear falsely to the facts set forth in said Acts shall be guilty of perjury and shall be indictable as provided by law: *Provided, further,* That the employment of said child or children shall be subject to the hours of labor herein limited.

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Penalty for employing child disqualified. § 821d.

SEC. 4. That any owner, superintendent, manager or overseer of any factory, mine or textile manufacturing establishment, or any other person in charge thereof or connected therewith, who shall knowingly employ any child contrary to the provisions of this Act, shall be guilty of a misdemeanor, and for every such offence shall, upon conviction thereof, be fined not less than ten dollars nor more than fifty dollars, or be imprisoned not longer than thirty days, at the discretion of the Court.

Penalty where parent, etc., permits disqualified child to work. § 821e.

SEC. 5. That any parent, guardian or other person having under his or her control any child, who consents, suffers or permits the employment of his or her child or ward under the ages as above provided, or who knowingly or wilfully misrepresents the age of such child or ward to any of the persons named in Section 4 of this Act, in order to obtain employment for such child or ward, shall be deemed guilty of a misdemeanor, and for every such offence shall, upon conviction thereof, be fined not less than ten dollars nor more than fifty dollars, or be imprisoned not longer than thirty days, in the discretion of the Court.

Children with certain certificate of school attendance may work. § 821f.

SEC. 6. That any parent, guardian or person standing *in loco parentis*, who shall furnish to the persons named in Section 4 of this Act a certificate that their child or ward has attended school for not less than four months during the current school year, and that said child or children can read and write, may be permitted to obtain employment for such child or children in any of the textile establishments of this State during the months of June, July and August, and the employment of such child or children during the said months upon the proper certificate that such child or children have attended school as aforesaid, shall not in be in conflict with the provisions of this Act.

Employer shall require an affidavit of parent, etc., as to age. § 821g.

SEC. 7. That in the employment of any child under the age of twelve years in any factory, mine or textile manufacturing establishment, the owner or superintendent of such factory, mine or textile manufacturing establishment shall require of the parent, guardian or person standing *in loco parentis* of such child, an affidavit giving the age of such child, which affidavit shall be placed on file in the office of the employer; and any person knowingly furnishing a false statement of the age of such child shall be guilty of a misdemeanor, and for every such

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offence shall, upon conviction, be fined not less than ten dollars nor more than fifty dollars, or be imprisoned not longer than thirty days, in the discretion of the Court.

Penalty for false statement of age.

SEC. 8. That all Acts and parts of Acts in conflict with the provisions of this Act, be, and the same are hereby, repealed.

Approved the 13th day of February, A. D. 1903.

No. 75.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 431, VOL. 2, REVISED STATUTES, 1893, SO AS TO PROHIBIT SALE AND SHIPPING OF PARTRIDGES FOR FIVE YEARS," APPROVED FEBRUARY 9, 1900, SO AS TO INCLUDE DEER AND WILD TURKEYS WITHIN ITS PROVISIONS, APPROVED FEBRUARY 25, 1902, AS TO THE BURDEN OF PROOF.

Criminal Code, § 552, amended, by adding a proviso, making the offering for sale, etc., of certain game prima facie evidence of guilt.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend Section 431, Vol. 2, Revised Statutes, 1893, so as to prohibit sale and shipping of partridges for five years, approved February 9, 1900, so as to include deer and wild turkeys within its provisions," approved February 25, 1902, be, and the same is hereby, amended by adding after the word quail, on the eighth line, the following: "*Provided, further, however,* That the handling, possession, control or ownership of any partride or quail, sold or offered for sale, or shipped, or exported, shall be *prima facie* evidence of a violation of this Section, and the burden of proof shall be upon any person so handling, possessing, controlling or owning any such partridge or quail, to show that such partridge or quail was imported from another State or Territory;" so that, when amended, said Section shall read:

Netting or trapping partridges on lands of others prohibited.

Section 431. It shall not be lawful for any person, except upon his own lands, or upon the lands of another with the consent of the owner thereof, to net or trap a partridge; and it shall be unlawful for any person to sell, offer for sale, or ship or export for sale, any partridge or quail or deer or wild turkeys for the space of five years from the approval of this Act: *Provided,* That nothing in this Act shall prevent the importation for sale of any partridge or quail: *Provided, further,*

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Burden of proof.

however, That the handling, possession, control or ownership of any partridge or quail, sold or offered for sale, or shipped or exported, shall be *prima facie* evidence of a violation of this Section, and the burden of proof shall be upon any persons so handling, possessing, controlling or owning any such partridge or quail, to show that such partridge or quail was imported from another State or Territory. Any person violating this Section shall be guilty of a misdemeanor, and, upon conviction, shall be punished by a fine not exceeding thirty dollars, or by imprisonment in the County jail for a term not exceeding thirty days.

Approved the 23d day of February, A. D. 1903.

No. 76.

AN ACT TO AMEND SECTION 557 OF CRIMINAL CODE, OF 1902, BY STRIKING OUT THE LAST PROVISO THEREOF.

Criminal Code, § 557, amended, by striking out proviso.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 557 of Criminal Code, of 1902, be amended by striking out the last proviso thereof, beginning with the words, "*Provided, further;*" so that said Section, as amended, shall read as follows:

Commissioner; election of; term of office.

Section 557. A Dispensary Commissioner shall be elected by the General Assembly, who shall hold his office for the term of two years and until his successor shall be elected and qualified, and who shall receive an annual salary of three thousand dollars, to be paid as now provided by law. The Governor shall have the right at any time to suspend the said Commissioner for any cause which he shall consider sufficient until the next meeting of the General Assembly, and appoint some suitable person to fill such vacancy during said suspension. In case of the removal of said Commissioner by the Governor, he shall, on the first day of the next meeting of the Legislature, make a report to said General Assembly, stating the reason for his action, which action, if approved by the General Assembly, shall operate as a removal, and the General Assembly shall elect a successor to said Commissioner. In case of death, suspension or other disability of the Commissioner, the Governor

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shall have the right to appoint a successor to fill said vacancy until the next meeting of the General Assembly. Said Directors of the Dispensary shall, within thirty days after the 13th day of February, 1900, and thereafter quarterly, advertise in two or more daily newspapers of this State, and one or more daily newspapers published without this State, for bids to be made by parties desiring to furnish liquor to the Dispensary for said quarter. Said bids shall be placed in an envelope, securely sealed with the seal of the company, firm or corporation, and having been so sealed, shall be placed in the express office, directed to the State Treasurer, Columbia, S. C.; and only one bid shall be made by any one, which shall state the quality, price and chemical analysis thereof, and accompanying said bids there shall be a sample of each kind of liquor offered for sale, containing not more than one-half pint each, which sample shall, on its arrival, be delivered to the Dispensary Commissioner, to be retained by him until after it has been ascertained that the wines or liquors purchased correspond in all respects with that purchased; said samples to be the property of the State. Said bids shall be kept by the State Treasurer in his office, and he shall not himself, or allow any one to inspect said bids, or the envelopes containing said bids, but shall deliver said bids to the Directors of the Dispensary, at a meeting of the Board of Directors, who shall open said bids in public, and record all said bids in a book, kept for the purpose. Said Directors of the Dispensary may reject any and all bids, and readvertise for other bids. Said Directors of the Dispensary shall purchase all alcoholic liquors for lawful use in this State, and shall have the same tested and declared to be chemically pure; and if the wines and liquors purchased fail to correspond in any respect with the samples furnished, the seller thereof shall forfeit to the State a sum not exceeding the value of said liquor, to be recovered in an action brought by the State against such seller; and said contract shall be awarded to the lowest responsible bidder, for such quantities and kinds of liquors as may be deemed necessary to the Dispensary for the quarter, and said contracts shall further provide that the Directors of the Dispensary may order additional quantities of liquors sufficient to supply the Dispensary, should there be need of more, from the same persons or corporations, at the same price, for

Duties of and of the Directors.

Purchases of liquor; how made, &c.

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that quarter. Said Directors shall require from the successful bidder or bidders such bond, in such sum as they may deem necessary, to insure the compliance of said bidder or bidders with the terms of said contract: *Provided,* That the said Directors of the Dispensary shall not purchase any liquor of any person, firm or corporation, who shall solicit any orders, either by drummer, agents, samples or otherwise, except as hereinbefore provided. The fiscal year of the transaction of the State Dispensary shall end on the 30th day of November each year. The Governor of the State shall appoint, not later than the 15th day of December in each year, two (2) expert accountants, of good character and of high standing in their profession, who shall make a thorough examination of the books of account, trial balances and balance sheet of the Dispensary for the year ending November 30th, together with all bills, vouchers and any and all evidences of receipt and expenditures whatsoever, and they shall certify to the General Assembly, in writing, at the beginning of the regular session in January of each year, the result of such examination. This certificate to be in addition to the annual report of the Board of Directors. The accountants so named by the Governor of the State shall each receive for his services ($4) four dollars per day, for not exceeding thirty days in any one year, to be paid from the earnings of the Dispensary. The Commissioner and the members of the Board of Directors are hereby directed and commanded to give to the accountants appointed by the Governor free and full access to all books of accounts, trial balances, balance sheets, and every and all books, invoices, receipts, bank books, and every and all papers connected with the financial operations of the Dispensary.

Examination of books.

SEC. 2. All parts of Acts inconsistent with the provisions of this Act are hereby repealed.

Approved the 2d day of March, A. D. 1903.

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No. 77.

AN ACT TO AMEND SECTION 563 OF THE CRIMINAL CODE OF 1902, SO AS TO FURTHER REGULATE THE LOCATION AND ESTABLISHMENT OF DISPENSARIES.

Criminal Code, § 563, amended, by prohibiting a second election for two years where vote is against location of Dispensary.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 563 of the Criminal Code of 1902, be amended by inserting after the word "township" and before the word "the," on the 11th line of said Section, the words, "and if the location of a Dispensary in such township be so prevented, then a location for a Dispensary in such township shall not be again designated within two years thereafter;" and that said Section be further amended by inserting after the word "city" and before the word "provided," on line 27 of said Section, the following words, "and if a majority of the ballots cast be not found and declared to be for a Dispensary, then no other election upon the question of Dispensary or no Dispensary shall be had or held in such County, town or city within two years thereafter;" so that said Section, as amended, shall read as follows:

County Dispensaries; how located.

Section 563. There may be one or more County Dispensers appointed for each County, the place of business of each of whom shall be designated by the County Board, but the State Board of Directors must give consent before more than one Dispenser can be appointed in any County; and where the County Board designates a location for a Dispensary, twenty days' public notice of which shall be given, it shall be competent for a majority of the voters of the township in which such Dispensary is to be located to prevent its location in such township by signing a petition or petitions, addressed to the County Board, requesting that no Dispensary be established in that township; and if the location of a Dispensary in such township be so prevented, then a location for a Dispensary in such township shall not be again designated within two years thereafter. The County Board may, in its discretion, locate a Dispensary elsewhere than in an incorporated town in the Counties of Beaufort and Horry, and no others; except such as are authorized by special Act of the General Assembly: *Provided, however,* That any County, town or city wherein the sale of alcoholic liquors was prohibited by law prior to July 1st, 1893, may secure the

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establishment of a Dispensary within its borders in the following manner: Upon petition signed by one-fourth of the qualified voters of such County, town or city, wishing a Dispensary therein, being filed with the County Supervisor or Town or City Council, respectively, they shall order an election, submitting the question of Dispensary or no Dispensary to the qualified voters of such County, town or city, which election shall be conducted as other special election; and if a majority of the ballots cast be found and declared to be for a Dispensary, then a Dispensary may be established in said County, town or city; and if a majority of the ballots cast be not found and declared to be for a Dispensary, then no other election upon the question of Dispensary or no Dispensary shall be had or held in such County, town or city within two years thereafter: *Provided,* That Dispensaries may be established in the Counties of Williamsburg, Pickens and Marion, and at Seneca and other towns now incorporated in Oconee County, without such election, on compliance with the other requirements of this Chapter: *Provided,* That nothing in this Chapter contained shall be so construed as to prohibit persons resident in Counties which shall elect to have no Dispensary from procuring liquors from Dispensaries in other Counties, or County Dispensers from shipping same to their places of residence under proper labels or certificates: *Provided, further,* That nothing in this Chapter shall be construed to repeal an Act entitled "An Act to allow the opening of Dispensaries in Pickens and Oconee Counties," approved December 18th, 1894.

Approved the 16th day of March, A. D. 1903.

No. 78.

AN ACT TO AMEND SECTION 574, CRIMINAL CODE, RELATING TO PRIVILEGES OF LICENSED DRUGGISTS UNDER THE DISPENSARY LAW, SO AS TO ALLOW WHOLESALE DRUGGISTS TO SELL ALCOHOL, WITHOUT PROFIT, TO LICENSED DRUGGISTS.

Criminal Code, § 574, amended, so as to allow wholesale druggists to sell alcohol.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 574, Criminal Code, be,

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and the same is hereby, amended by adding at the end of said Section, after inserting a comma for the period there, the following words, "and any wholesale druggist be, and is, authorized to sell alcohol, without profit, to any licensed druggist in the State, under such regulations as the State Board of Directors may prescribe;" so that, as amended, said Section shall read as follows:

Privileges to licensed druggists.

Section 574. Licensed druggists, conducting drug stores and manufacturers of proprietary medicines, are hereby authorized to purchase of Dispensers of the Counties of their residence alcohol for the purpose of compounding medicines, tinctures and extracts that cannot be used as a beverage. The Dispenser shall not charge licensed druggists more than cost and transportation for alcohol so sold. Such purchaser shall keep a record of the uses to which the same are devoted, giving the kind and quantity so used; and quarterly they shall make and file with the County Auditor and with the County Board of Control sworn reports, giving a full and true statement of the quantity and kind of such liquors purchased and used, the uses to which the same have been devoted, and giving the name of the Dispenser from whom the same was purchased, and the dates and quantities so purchased, together with an invoice of each kind still in stock and kept for such compoundings. If said licensed druggist shall sell, barter, give away or exchange, or in any manner dispose of, alcohol for any purpose other than authorized by this Section, he shall, upon conviction, forfeit his license, and be liable to all penalties, prosecutions and proceedings at law and in equity provided against persons selling without authority; and, upon such conviction, the Clerk of the Court shall, within ten days after such judgment or order, transmit to the Board of Pharmaceutical Examiners the certified record thereof, upon receipt of which the said Board shall strike the name of the said druggist from the list of pharmacists and revoke his certificate: *Provided,* That nothing herein contained shall be construed to authorize the manufacture or sale of any preparation or compound, under any name, form or device, which may be used as a beverage, which is intoxicating in its character: *And Provided, further,* That the Dispensary Commissioner shall be authorized to sell to manufacturing chemists and wholesale druggists alcohol by the barrel at not

exceeding cost and transportation; and any wholesale druggist be, and is, authorized to sell alcohol to any licensed druggist in this State, under such regulations as the State Board of Directors may prescribe.

Approved the 2d day of March, A. D. 1903.

No. 79.

AN ACT TO PREVENT THE SALE OR KEEPING FOR SALE ANY TOY PISTOLS, OR CAPS OR CARTRIDGES FOR SAME.

Criminal Code, amended, by adding a section to follow § 610 as § 610, b.

Sale of certain toy-pistols prohibited.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That it shall be unlawful for any person, firm or corporation, in this State, to sell, keep for sale or offer for sale, or give away, any toy pistol, in which caps or cartridges are used, or any caps or cartridges for such toy pistol.

Penalty.

SEC. 2. That every person, firm or corporation violating the provisions of Section 1 of this Act shall, upon conviction, be fined not exceeding one hundred dollars, or be imprisoned (in case of an individual) for a term not to exceed thirty days.

Approved the 16th day of February, A. D. 1903.

No. 80.

AN ACT TO PROVIDE FOR THE PAYMENT OF A SALARY TO THE CHAPLAIN OF THE PENITENTIARY FOR SERVICE RENDERED AS CHAPLAIN OF THE REFORMATORY.

Chaplain of Penitentiary to visit reformatory; compensation.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Chaplain of the Penitentiary be required to visit the Reformatory, in Lexington County, at least once each Sunday for the purpose of holding divine service and Sunday school for the benefit of the youthful criminals therein confined; and for such service he shall receive an annual salary of one hundred and fifty dollars a year, to be paid as the salary of the State officers, in addition to the compensation now allowed him by law.

Approved the 23d day of February, A. D. 1903.

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No. 81.

AN ACT TO PROHIBIT THE DRIVING OF CATTLE AND OTHER LIVE STOCK INTO THIS STATE FROM OTHER STATES, AND TO PROVIDE A PENALTY THEREFOR.

Unlawful to permit stock to come into this State and run at large.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That it shall be unlawful for any person to drive, or cause to be driven, or in any other manner to permit them to come into this State, any horses, mules, hogs, cattle, sheep, or other live stock, and suffer them to run at large in any marsh, or forest lands or range in this State.

Penalty.

SEC. 2. Any person so offending shall be subjected to a penalty of five dollars for each head so permitted to run at large, to be recovered for the benefit of any one who may sue for the same, or proceed by attachment in case the offender cannot be found in this State: *Provided*, This Act shall not apply to any person owning lands in this State, and permitting such stock to run at large, as aforesaid, upon his own lands, nor to any person driving, or causing to be driven, any such stock to or from market, or for breeding purposes.

Proviso.

Approved the 16th day of February, A. D. 1903.

No. 82.

AN ACT TO PROTECT FISH BY THE REGULATION OF THE SALE OF DYNAMITE AND OTHER SIMILAR EXPLOSIVES.

No person to sell explosives except under certain conditions.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That no person shall sell, deliver or dispose of dynamite or similar powerful explosives, except ordinary gunpowder, unless such person knows the purchaser or the party to receive the same, and is satisfied that the explosive is not to be used for killing fish, and then only upon a written application from party desiring to purchase, stating the purpose for which he desires to use the said explosives; and a person selling, delivering or disposing of such explosive, shall keep a book in which shall be recorded the name of the purchaser or party to whom the explosive is delivered, the quantity so sold or delivered, and the date of such sale or delivery.

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Sworn reports.

SEC. 2. That such person selling or keeping for sale the explosives mentioned in Section 1 of this Act, be required to make sworn quarterly reports of such sales, name and race of purchaser or purchasers, amount sold and date of sale, to the County Auditor of each County.

Penalty.

SEC. 3. Any person violating Section 1 of this Act, shall be guilty of a misdemeanor, punishable by fine not to exceed one hundred dollars or imprisonment not to exceed thirty days.

Approved the 16th day of February, A. D. 1903.

No. 83.

AN ACT TO PROHIBIT THE IMPORTATION OF DISEASED STOCK INTO THIS STATE.

Unlawful to import stock with contagious disease.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That from and after the passage of this Act, it shall be unlawful for any person, firm or corporation to knowingly import into this State any stock with contagious diseases, except distemper.

Penalty.

SEC. 2. That any person, firm or corporation violating the provisions of this Act, shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined not less than one hundred dollars and not more than five hundred dollars, or shall suffer not more than twelve months imprisonment.

Approved the 21st day of February, A. D. 1903.

No. 84.

AN ACT TO PROVIDE FOR ANY DEFICIENCY IN THE DRAWING OF GRAND JURIES FOR THE YEAR 1903.

Deficiency in grand jury, how supplied, who to draw, Criminal Code, § 88, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That not less than five nor more than twenty days before the first term of the Court of General Sessions for any County in the State where there exists a deficiency in the grand jury for the year 1903, the County Auditor, the County Treasurer and the Clerk of the Court of Common

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Pleas for any County in the State where there exists a deficiency in the grand jury, shall draw from the jury box provided by law eighteen ballots containing the names of eighteen persons, who shall constitute the grand jury for the present year. If there shall be drawn from said jury box a ballot containing the name of any person not between the ages of twenty-one and sixty-five years, or of not good moral character, or who has died, or who has removed from said County, or is otherwise disqualified to serve as a juror, such ballot shall be destroyed, and such names struck from the said list, and another ballot drawn, and so on until the eighteen are secured.

What ballots to be destroyed.

SEC. 2. That this Act shall take effect immediately upon its approval by the Governor.

Approved the 29th day of January, A. D. 1903.

No. 85.

AN ACT TO FIX THE WEIGHT OF AND REGULATE THE TRADE IN CORN MEAL.

That whereas, the practice in this State of putting up and selling meal in short weight packages is against the public welfare and the interests of legitimate trade:

Standard weight for a bushel of corn meal.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, The standard weight of a bushel of corn meal, whether bolted or unbolted, shall be forty-eight pounds.

Unlawful to sell corn meal except in packages of standard bushel or fractions.

SEC. 2. It shall be unlawful for any person or persons to pack for sale, sell or offer for sale, in this State, any corn meal, except in bags or packages containing by standard weight two bushels, or one bushel, or one-half bushel, or one-fourth bushel, or one-eighth bushel, respectively. Each bag or package of corn meal shall have plainly printed or marked thereon whether the meal is "bolted" or "unbolted," the amount it contains in bushels or fraction of a bushel, and the weight: *Provided*, The provisions of this Section shall not apply to the retailing of meal direct to customers from bulk stock, when priced and delivered by actual weight or measure.

Penalty.

SEC. 3. Any person or persons guilty of violating either of

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the foregoing Sections of this Act shall be deemed guilty of a misdemeanor, and, on conviction thereof, shall be punished by fine of not exceeding one hundred dollars, or by imprisonment not exceeding thirty days, or by both fine and imprisonment, in the discretion of the Court.

SEC. 4. This Act shall be of force and effect from and after April first, 1903.

SEC. 5. All Acts and parts of Acts in conflict with this Act be, and the same are hereby, repealed.

Approved the 23d day of February, A. D. 1903.

No. 86.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND SECTION 1 OF AN ACT ENTITLED 'AN ACT TO REGULATE THE CARRYING, MANUFACTURE AND SALE OF PISTOLS, AND TO MAKE A VIOLATION OF THE SAME A MISDEMEANOR,' APPROVED 20TH OF FEBRUARY, 1901, BY STRIKING OUT CERTAIN WORDS AND INSERTING OTHER WORDS IN LIEU THEREOF," APPROVED FEBRUARY 25TH, 1902, BY PROHIBITING LEASING, RENTING, BARTERING, EXCHANGING AND HANDLING PISTOLS.

Act of 25 Feb., 1902, Vol. 23 of Acts, p. 1098, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend Section 1 of an Act entitled 'An Act to regulate the carrying, manufacture and sale of pistols, and to make a violation of the same a misdemeanor,' approved 20th of February, 1901, by striking out certain words and inserting other words in lieu thereof," approved February 25, 1902, be amended by inserting after the words "offer for sale" and before the words "or transport for sale," the following words, "lease, rent, barter, exchange, handle;" so that said Section, when amended, shall read as follows:

Manufacture, sale, and carrying of certain pistols prohibited. Criminal Code, § 129, amended.

Section 1. That from and after the first day of July, 1902, it shall be unlawful for any one to carry about the person, whether concealed or not, any pistol less than twenty inches long and three pounds in weight; and it shall be unlawful for any person, firm or corporation to manufacture, sell or offer for sale,

A. D. 1903. lease, rent, barter, exchange, or transport for sale or into this State, any pistol of less length and weight. Any violation of this Section shall be punished by a fine of not more than one thousand dollars, or imprisonment for not more than two years; and in case of a sale by a person, firm or corporation, the sum of one hundred dollars shall be forfeited to and for the use of the school fund of the County wherein the violation takes place, to be recovered as other fines and forfeitures: *Provided,* This Act shall not apply to peace officers in the actual discharge of their duties, or to carrying or keeping of pistols by persons while on their own premises.

Approved the 2d day of March, A. D. 1903.

No. 87.

AN ACT TO AMEND SECTION 20 OF THE CODE OF CIVIL PROCEDURE, FIXING THE TIMES FOR THE HOLDING OF THE CIRCUIT COURTS OF THE THIRD JUDICIAL CIRCUIT.

Code of Procedure, § 20, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 20 of the Code of Civil Procedure be, and the same is hereby, amended, so as to read

Courts in Third Circuit.

as follows: Sec. 20. The Circuit Courts of the Third Judicial Circuit of this State shall be held as follows:

Lee County.

1. The Court of General Sessions at Bishopville, for the County of Lee, on the first Monday in March, the first Monday in June and the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place.

Florence County.

2. The Court of General Sessions at Florence, for the County of Florence, on the second Monday after the first Monday in March, the second Monday in June and the second Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place.

Georgetown County.

3. The Court of General Sessions at Georgetown, for the County of Georgetown, on the fourth Monday after the first

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Monday in March, the third Monday in June and the sixth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place: *Provided,* That no peremptory call of Calendar No. 1 shall be made in said County of Georgetown at the spring and fall terms of the said Court of Common Pleas before the Fridays first succeeding the days herein fixed for the opening of said Court.

Williamsburg County.

4. The Court of General Sessions at Kingstree, for the County of Williamsburg, on the sixth Monday after the first Monday in March, the fourth Monday in June and the eighth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place: *Provided,* That no jury trial of civil cases shall be had at the summer term, except by consent.

Clarendon County.

5. The Court of General Sessions at Manning, for the County of Clarendon, on the eighth Monday after the first Monday in March, the first Monday after the fourth Monday in June and the fourth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Wednesdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place: *Provided,* That no peremptory call of Calendar No. 1 shall be made in said County of Clarendon at the fall term of said Court of Common Pleas before the Monday next succeeding the Wednesday herein fixed for the opening of said Court: *Provided, further,* That there shall be no trial of jury cases at the summer term of the Court of Common Pleas, except by consent.

Sumter County.

6. The Court of General Sessions at Sumter, for the County of Sumter, on the tenth Monday after the first Monday in March, the second Monday after the fourth Monday in June and the tenth Monday after the fourth Monday in September; and the Court of Common Pleas at the same place on the Thursdays first succeeding the Mondays herein fixed for the holding of the Court of General Sessions at said place: *Provided,* That no peremptory call of Calendar No. 1 shall be

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made in said County of Sumter at the spring and fall terms of said Court of Common Pleas before the Mondays next succeeding the Thursdays herein fixed for opening of said Court.

That the business of the Court of General Sessions shall have precedence in the respective Counties of this Circuit, and this Section shall not be so construed as to terminate the Court of General Sessions before the business thereof is disposed of; nor shall it be so construed as to prevent the opening of the Court of Common Pleas for the purpose of hearing causes by consent of parties before the time herein fixed for the opening of the Court of Common Pleas.

SEC. 2. That this Act shall take effect immediately upon its approval, and all Acts and parts of Acts inconsistent herewith are hereby repealed.

Approved sixteenth day of February, A. D. 1903.

No. 88.

AN ACT TO AMEND SECTION 169 OF THE CODE OF CIVIL PROCEDURE, CONTAINED IN VOL. 2 OF THE CODE OF LAWS OF SOUTH CAROLINA, 1902, IN REFERENCE TO DEMURRERS.

Code Procedure, § 169, amended, by requiring five days notice of demurrers.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 169 of the Code of Civil Procedure, contained in "The Code of Laws of South Carolina, 1902," Vol. 2, be, and the same is hereby, amended by adding the following: *"Provided,* That in cases where the objection is made that the complaint does not state facts sufficient to constitute a cause of action, or that the answer does not state facts sufficient to constitute a defence, the party making such objections shall give at least five days' notice, in writing, to the opposite party of the grounds of such objection;" so that said Section, when so amended, shall read as follows:

If no such objection be taken, either by demurrer or answer, the plaintiff or defendant shall be deemed to have waived the same, excepting only the objection to the jurisdiction of the Court, and the objection that the complaint does not state facts sufficient to constitute a cause of action, or that the answer does not state facts sufficient to constitute a defence: *Provided,*

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That in cases where the objection is made that the complaint does not state facts sufficient to constitute a cause of action, or that the answer does not state facts sufficient to constitute a defence, the party making such objection shall give at least five days' notice, in writing, to the opposite party of the grounds of such objection.

Approved the second day of March, A. D. 1903.

No. 89.

AN ACT TO AMEND 276 OF CODE OF CIVIL PROCEDURE, BY PRESCRIBING THE NUMBER OF CALENDARS TO BE KEPT BY THE CLERKS, AND THE ISSUE TO BE PLACED ON THE SAME.

Code of Procedure, § 276, amended, by requiring the Clerk of Court to keep three Calendars.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 276 of the Code of Civil Procedure, on page 144 of Vol. 2 of the Code of Laws of South Carolina, of 1902, be amended by inserting a new paragraph after the word "issue" and before the word "the" on the line 10 of said Section, which said new paragraph shall be as follows:

There shall be three Calendars for the Court of Common Pleas, and the Clerk shall arrange the causes thereon as follows: Upon Calendar I. shall be placed all cases and issues to be passed upon by a jury. Upon Calendar II. shall be placed all cases to be passed upon by the Court, including all motions and rules to show cause. Upon Calendar III. shall be placed all cases where judgments by default are to be taken, and on the opening of the Court of Common Pleas this Calendar shall be called first in order. So that the said Section, when so amended, shall read as follows: In all issues to be tried by the Court or a jury the plaintiff shall, at least fourteen days before Court, file in the Clerk's office the summons and complaint in the cause, endorsing thereon the nature of the issue and the number of the Calendar upon which the same shall be placed, and if the plaintiff fail to do so, the defendant, seven days before the Court, may file copies of said papers with a like endorsement, and the Clerk shall thereupon place said cause upon its appropriate Calendar, and it shall stand for trial without

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any further notice of trial or notice of issue. There shall be three Calendars for the Court of Common Pleas, and the Clerk shall arrange the causes thereon as follows: Upon Calendar I. shall be placed all cases and issues to be passed upon by a jury. Upon Calendar II. shall be placed all cases to be passed upon by the Court, including all motions and rules to show cause. Upon Calendar III. shall be placed all cases where judgments by default are to be taken, and on the opening of the Court of Common Pleas this Calendar shall be called first in order. The Clerk shall, within twenty days after every adjournment of the Court of Common Pleas, carry forward on Calendars number one and two for trial or hearing at the next term all causes not finally disposed of at the preceding term, and shall enter in regular order all subsequent causes, duly filed and endorsed as above provided, and upon entering the same shall endorse upon the summons the date of filing, the number of the Calendar in which the cause is entered, and its number on the Calendar. In case of his failure to comply with any of the requirements of this Section, the Clerk shall forfeit all docketing fees for the term of the Court next succeeding.

Approved the sixth day of February, A. D. 1903.

Acts and Joint Resolutions

OF THE

General Assembly

OF THE

STATE OF SOUTH CAROLINA,

Passed at the Regular Session which was begun and held at the City of Columbia on the Thirteenth day of January, A. D. 1903, and was adjourned without day on the Twenty-first day of February, A. D. 1903.

PART II.

Local and Temporary Laws.

No. 90.

AN ACT TO RAISE SUPPLIES AND MAKE APPROPRIATIONS FOR THE FISCAL YEAR COMMENCING JANUARY THE FIRST, 1903.

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SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That a tax of five (5) mills, exclusive of the public school tax hereinafter provided for, upon every dollar of the value of all taxable property of this State, be, and the same is hereby, levied for the purpose of meeting appropriations to defray the current expenses of the government for the fiscal year beginning January 1st, 1903, and to meet such other indebtedness as has been or shall be provided for in the several Acts and Joint Resolutions passed by this General Assembly at the session of 1903, providing for the same.

Tax levy for State purposes

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County levies.

SEC. 2. That a tax is hereby levied upon all taxable property in each of the Counties of the State for County purposes for the fiscal year commencing January 1st, 1903, to the amount hereinafter respectively stated, that is to say:

Abbeville.

Abbeville.—For the County of Abbeville, for ordinary County purposes, two and one-half (2½) mills; the levy herein provided for shall be the only levy the Board of County Commissioners shall be allowed to make, except one-half mill for roads, if necessary, and the one mill levy for the debt due the Sinking Fund Commission authorized by an Act of the General Assembly, any law to the contrary notwithstanding.

Aiken.

Aiken.—For the County of Aiken, for ordinary County purposes and past indebtedness, including the cost of erection and furnishing a fire-proof building, three (3) mills, to be expended as follows: One-sixth of one mill to pay the indebtedness incurred for erecting and furnishing a fire-proof building for the County; for the Auditor, four hundred dollars; for the County Commissioners and Clerk's salaries, thirteen hundred and fifty dollars; for County Treasurer's commission, four hundred dollars; for County Board of Equalization, two hundred and twenty dollars; for jury, witnesses and Constables' tickets, forty-five hundred dollars; for the Clerk of Court, five hundred dollars; for Sheriff's salary, three thousand dollars; for Magistrates and Constables, three thousand dollars; for Coroner, three hundred dollars; for the poor house and poor, twenty-one hundred dollars; for repair on roads and bridges, four thousand dollars; for repairs on public buildings, four hundred dollars; for contingent expenses, six hundred dollars; for books, stationery and printing, four hundred dollars; for Jury Commissioners and insurance, one hundred dollars; for physician and attorney's fees, four hundred dollars; for the County Superintendent of Education, six hundred dollars; for Court House and grounds, three hundred dollars; for interest borrowed money, one thousand dollars, if so much be necessary; for public offices, five hundred dollars. The County Commissioners are hereby authorized and required to pay to John W. Dunbar, Clerk of Court, the sum of four hundred dollars out of the general fund; and if there should be then left a balance of said fund, it be paid out to the past indebtedness of said County; and if there should still be a balance, it be carried forward to the credit of the County in the general fund.

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Anderson.—For the County of Anderson, for ordinary County purposes, three and one-half ($3\frac{1}{2}$) mills; for past indebtedness, one (1) mill. Anderson.

Bamberg.—For the County of Bamberg, for ordinary County purposes, four (4) mills; for past indebtedness, one-half of one ($\frac{1}{2}$) mill. And the County Treasurer is hereby authorized and required to deposit to the credit of the Denmark Special Road District such sums of money as was used by the County for County expenses but which belonged to the said Denmark Special Road District. For Auditor, two hundred and sixty-seven dollars; for Treasurer, two hundred and sixty-seven dollars; for Sheriff, eight hundred dollars, and as jailor, one hundred and fifty dollars, to be in lieu of all services rendered the County of Bamberg, and in lieu of all fees for keeping prisoners in jail and maintenance of the prisoners, and all other work, and said Sheriff shall continue to maintain the prisoners as provided in an Act entitled "An Act to establish Bamberg County;" for Coroner, one hundred dollars; for Supervisor, eight hundred dollars; for Magistrates and Constables, fifteen hundred and ninety dollars; two hundred and ten dollars for salary of County Commissioners; and said salaries shall be paid monthly as provided for other County officers; for Courts, two thousand and five hundred dollars; for printing and all manner of advertisements for the County, a sum not exceeding eighty dollars; for maintaining chaingang, two thousand five hundred dollars; for roads and bridges, one thousand dollars; for County physician, one hundred and twenty-five dollars, and he shall be, and hereby is, required to examine, with some other physician, all parties claimed to be lunatics, and to conduct all *post mortem* examinations without extra compensation therefor; for extra physicians in examining lunatics, twenty-five dollars, if so much be necessary; one hundred and fifty dollars for County attorney, to be in full of all services; for Clerk of County Board, two hundred and fifty dollars; one hundred dollars, if so much be necessary, for fuel for offices and Court: *Provided*, That the Treasurer of Bamberg County be, and he is hereby, authorized and directed forthwith to arrange to borrow on his official note a sum of money at a rate of interest not to exceed eight per cent. per annum, sufficient to pay the balance of the current expenses of Bamberg.

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To the Magistrate at Bamberg, two hundred and seventy-five dollars; at Denmark, three hundred dollars; at Olar, one hundred and ten dollars; at Ehrdardt, one hundred dollars, and twenty-five dollars for extra work imposed during the year 1902; at Fish Pond, one hundred dollars; and the Constables appointed by said Magistrates shall receive so much, to wit: The Constable at Bamberg, two hundred and twenty-five dollars; for the Constable at Denmark, two hundred dollars; the Constable at Ehrhardt, one hundred dollars; the Constable at Olar, ninety dollars; the Constable at Fish Pond, ninety dollars.

Barnwell. Barnwell.—For the County of Barnwell, for ordinary County purposes, three (3) mills; for paying loan had from Sinking Fund Commission, for fire proof room, one-half of one ($\frac{1}{2}$) mill; for reindexing records, one-quarter of one ($\frac{1}{4}$) mill additional.

Beaufort. Beaufort.—For the County of Beaufort, for ordinary County purposes, four and one-fourth ($4\frac{1}{4}$) mill; for the Sinking Fund, one-half of one ($\frac{1}{2}$) mill.

Berkeley. Berkeley.—For the County of Berkeley, for ordinary County purposes, four (4) mills, which, together with any unexpended balance now in the County treasury, the profits from the Dispensaries and all fines collected shall be used as follows: for the building of a new jail, three thousand ($3,000) dollars, if so much be necessary, and no more, and the balance thereof to be expended for the payment of the expenses of the County and the salaries of the officials for the present fiscal year, including the pay of three additional Magistrates to be appointed and their Constables.

Charleston. Charleston.—For the County of Charleston, one-eighth ($\frac{1}{8}$) of one mill for the militia of said County, to be set apart and applied solely for said purpose, in accordance with the provisions of the special Act relating thereto, and to be paid to the

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Board of Officers of the State volunteer troops in the city of Charleston; and two and one-eighth mills for other purposes, to be applied as follows: (1) The sum of five hundred dollars, if so much be necessary, for the poor of the County, according to the provisions of "An Act to provide for the poor of Charleston County," approved 9th March, 1896, as the same has been amended or may be amended. (2) The sum of three thousand two hundred and fifty dollars, if so much be necessary, for the roads and bridges outside of the city of Charleston, and the sum of two hundred and fifty dollars, to be expended for the improvement of the Georgetown road, leading to McClellanville, the work on same to begin where road leads out of town of Mt. Pleasant, other than the stone road herein below provided for; and the sum of four thousand dollars, if so much be necessary, for continuing the construction of the stone road leading from the city of Charleston, toward the County line, to be expended in such construction alone, and not in payment of salaries of any official connected with said roadway, or otherwise. (3) The sum of ten thousand eight hundred and fifty-eight and 30-100 dollars, if so much be necessary, for the "Sanitary and Drainage Commission of Charleston County," to be paid by the Treasurer of Charleston County to the Secretary of the said "the Sanitary and Drainage Commission of Charleston County," who shall execute and file a bond for said amount, with two or more sureties to the County of Charleston for the faithful performance of the duty devolved upon him by said Commission, said amount to be used and disbursed for the purposes for which said Commission was created, and to be accounted for by said Commission, said sum not to be in addition to the sum hitherto appropriated for said Commission. (4) The sum of one hundred dollars, to be equally divided between the four Ministerial Magistrates of the city of Charleston, for blanks and other stationery. (5) The sum of seven hundred dollars for clerical services in the office of the County Treasurer, so as to allow a compensation of twelve hundred dollars for the fiscal year 1903 to B. P. Cunningham. (6) Such sum or sums as may be necessary to pay in full whatever balance or balances may remain due and unpaid for salaries for the months of January or February, 1903, or on any official note or notes, or other similar evidence

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or evidences of indebtedness already given by the County Treasurer of the County of Charleston under authority of law during the year 1902.

Provisions for cash payment.

And for the purpose of paying in cash the foregoing and all other general and ordinary County expenses for the fiscal year 1903 (including the salaries of any officers of the said County of Charleston and the dieting of prisoners and the pay of witnesses and jurors and Constables for the fiscal year 1903, as by law provided for), the County Treasurer for the said County of Charleston be, and he is hereby, authorized and directed to borrow from time to time, as may be necessary, on his official note or notes, or other similar official evidence or evidences of indebtedness, after three days notice by advertising once in some newspaper published in the city of Charleston, and on the lowest terms offered, but at a rate of interest not exceeding six per cent. per annum, a sum or sums not to exceed sixty thousand dollars in the aggregate. In case such sum or sums herein above authorized to be borrowed be more than sufficient to pay the amounts hereinabove authorized to be paid, then the excess thereof may be used to pay the salaries of the officers of said County for the months of January and February, 1904. Any and all such sum or sums that may be borrowed by the said County Treasurer, as hereinabove authorized, shall be repaid, with the interest thereon, by the said County Treasurer, out of the taxes levied and to be collected in said County for the fiscal year 1903; and also out of all funds paid and to be paid to the said County from the Dispensaries in said County, and out of and from all fines and other sources which shall not have been used for the current expenses of said County, as soon as the same may be collected; but in case, at any time, any of the funds derived from such Dispensaries or fines, or other sources than the taxes herein levied, shall amount to one thousand dollars, or more, then the said County Treasurer is hereby authorized in his discretion to use the same for any of the payments hereinabove authorized and directed to be made, and any sum so used by the said County Treasurer, he is hereby authorized and directed to replace out of the proceeds of said notes or other similar evidences of indebtedness when the same is needed for the current expenses of said County; and the sum or sums so borrowed shall constitute a valid claim against said

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County, and have lien prior to all others, except unpaid Treasurer's notes of the preceding year, on all the County taxes levied, except school taxes for the present year (1903) and future fiscal years, until the same are paid and discharged in full, and such sum or sums, if so borrowed, shall be used for the purposes hereinabove authorized and mentioned, without any preferences whatever. All claims and demands against the said County, excepting the salaries of officers of the said County and the County Treasurer's said note or notes, or other similar evidence or evidences of indebtedness (including interest thereon), shall be paid upon the warrant of the County Supervisor of said County as herein below provided. The salaries of officers of the said County shall be paid by the County Treasurer monthly, upon the receipt of such officers. The amount appropriated for the Sanitary and Drainage Commission shall be paid by the County Treasurer to the Secretary of said Commission, as the same shall be required by him, upon a voucher signed by the Secretary of said Commission, after the bills for such expenditures, sworn to by said Secretary, have been audited by the Auditing Committee of the County Board of Commissioners. The original or duplicate receipts for all payments made by said County Treasurer, excepting payments upon said notes or other similar evidences of indebtedness, and upon warrant of said County Supervisor, shall be filed by said County Treasurer with the said County Supervisor. All claims and demands of every kind whatsoever against the said County, excepting such salaries and County Treasurer's notes, and the certificates or tickets of witnesses and jurors and Constables, shall be itemized before they can be audited, and when so itemized, shall be first audited by a Committee of five, now, and heretofore existing, and their successors, or a majority thereof, and (if approved), shall thereupon be certified and signed by said Committee, or a majority thereof, and by the Clerk or Secretary of the County Board of Commissioners; and no such claims or demands shall be paid unless first audited and approved by said Committee, or a majority thereof, and also approved by said County Board of Commissioners, and also certified and signed by the said Committee, or majority thereof, and by the Clerk or Secretary of said Board, as aforesaid (except amounts expended by the said Sanitary and Drainage Commis-

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sion, which shall be paid by the said County Treasurer upon accounts and vouchers sworn to by the Secretary of said Commission as herein provided for): *Provided,* That any and all claims and demands arising outside of the city of Charleston may be audited and approved and certified and signed by the respective Boards of Township Commissioners outside of the city of Charleston, or a majority of such respective Boards; and the said County Supervisor is hereby authorized and required to draw his separate warrant on the said County Treasurer for each and every one of said claims and demands when so audited and approved, and certified and signed. The City Treasurer of the city of Charleston is hereby authorized and directed to levy and collect from all taxpayers of the city of Charleston, at the time of the collection and payment of the first instalment of the city taxes for 1903, the special school tax of one (1) mill, as provided by law, to be accounted for and paid over by the said City Treasurer, as provided by law, and to be used for the support of the public schools of the city of Charleston. No payment for salary, services, charges, fees or compensation of any character or description shall be made to any officer required by law to transmit or file an itemized copy of his accounts to or with the County Supervisor, unless the County Supervisor shall have previously certified to such officer or the County Treasurer that such itemized copy of accounts for the preceding year and all preceding years since said law was enacted, has been transmitted or filed by such officer as aforesaid, which certificate the County Supervisor is required to make without charge on the demand of such officer or the County Treasurer, in case such officer has complied with such requirement; and no Magistrate or other officer, by whom fees or fines are payable on behalf of the said State or County, shall receive any compensation unless he makes oath, to be filed with said County Treasurer before such payment is made, that all of said fees and fines collected by him since the date of the last payment to him of his compensation from said County have been paid to said County Treasurer in full, accompanied by an itemized statement showing the cases in which, and the persons from whom, said fines or fees have been received.

Cherokee.

Cherokee.—For the County of Cherokee, for ordinary County purposes, one (1) mill; for road tax, one (1) mill; for

new bridge, one-half of one (½) mill; for interest on railroad bonds for White Plains, Morgan and Limestone Townships, one-half of one (½) mill; for a Sinking Fund, one (1) mill. For Cherokee Township, for interest on railroad bonds, two (2) mills; for a Sinking Fund, two (2) mills. For Draytonville and Gowdysville Townships, for interest on railroad bonds, two (2) mills; for a Sinking Fund, one-half of one (½) mill.

Chester.

Chester.—For the County of Chester, for ordinary County purposes, three and three-fourths mills; for interest on railroad bonds, one (1) mill.

Chesterfield.

Chesterfield.—For the County of Chesterfield, for ordinary County purposes, two and one-half (2½) mills; for interest on railroad bonds, two and two-tenths (2.2) mills. The County Board of Commissioners are hereby authorized to use a sum not exceeding two thousand dollars of the funds now in the County treasury derived from the sale of the County's stock in the Seabord Air Line Railway, for ordinary County purposes, to supplement the levy herein made, to be paid out as other ordinary County funds. And the County Treasurer and County Supervisor are hereby authorized and directed to invest five thousand dollars of the said funds for the term of one year at a rate of interest of not less than four per cent.: *Provided,* They can make a safe investment thereof.

Clarendon.

Clarendon.—For the County of Clarendon, for jail purposes, one-half (½) of one mill; for ordinary County purposes, three (3) mills.

Estimates for said County: County Treasurer, salary, three hundred dollars; Auditor's salary, three hundred dollars; Supervisor's salary, eight hundred dollars; Clerk of Board of County Commissioners' salary, one hundred and fifty dollars; guards on chaingang, five hundred and fifty dollars; per diem and mileage for Commissioners, two hundred dollars; Board of Equalization, one hundred and fifty dollars; jurors, witnesses and bailiffs, one thousand four hundred dollars; salary Clerk of Court in lieu of fees in criminal matters, one hundred and fifty dollars; Sheriff's salary, in lieu of fees for criminal work, including commitments and discharges, eight hundred dollars; Magistrate at Pinewood, one hundred dollars; his Constable, seventy-five dollars; Magistrate at St. Paul, two hun-

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dred and fifty dollars, and his Constable, one hundred dollars; Magistrate at Manning, three hundred dollars, the Sheriff to do the criminal work of said Magistrate; Magistrate at Forreston, one hundred dollars, and his Constable, seventy-five dollars; Magistrate in Salem, one hundred dollars, and his Constable, seventy-five dollars; Coroner's salary, two hundred dollars; for the poor, five hundred dollars; roads, bridges and chaingang, two thousand dollars; printing, books and stationery, four hundred dollars; insurance and attorneys' fees, one hundred and thirty dollars; physician to jail and poor, seventy-five dollars; Superintendent of Education, salary, four hundred and fifty dollars; also for traveling expenses, one hundred dollars, and for clerical services for keeping his office open daily, except Sunday, for sale of school books during school term, seventy-five dollars; dieting prisoners in jail, five hundred dollars; contingent expenses, three hundred dollars. The County Board of Commissioners are hereby authorized and empowered to borrow a sum of money, not to exceed thirty-five ($3,500) hundred dollars (in addition to the sum which they are authorized to borrow for jail purposes), at a rate of interest not to exceed five (5) per cent. per annum, to be expended in paying ordinary County purposes, as follows: dieting and clothing poor, five hundred dollars; roads, bridges and chaingang, two thousand dollars; dieting prisoners in jail, five hundred dollars; Court expenses, one thousand four hundred dollars. Any surplus remaining in the treasury after defraying the expenses above specified, together with incomes from other sources, shall be turned into the ordinary County fund to pay any indebtedness existing against the County.

Colleton.

Colleton.—For the County of Colleton, for ordinary County purposes, five (5) mills; for past indebtedness, one (1) mill; for interest on railroad bonds, one-fourth of one (¼) mill; for interest on borrowed money, one-fourth of one (¼) mill. Any amount remaining in hands of Treasurer after paying interest on borrowed money shall be appplied to ordinary County purposes. That the County Board of Commissioners are authorized and empowered to borrow, if necessary in their judgment, an amount of money sufficient to pay the interest for the present year on the County railroad bonds, and to pledge the tax accruing from the levy of one-fourth of one mill for such pur-

poses for the repayment thereof, together with interest thereon, interest not to exceed the rate of six per centum per annum. That the County Board of Commissioners are likewise authorized and empowered to expend for the rebuilding of Wallace Bridge, out of funds at their disposal, a sum not to exceed five hundred dollars; this sum to be in addition to the sum which the County Commissioners may expend for the repair of highways and causeways, and the repair and building of bridges for the year 1903. In no case shall the said County Board of Commissioners expend any money for the repair or rebuilding of any bridge or causeway outside the limits of the County.

Darlington. Darlington.—For the County of Darlington, for ordinary County purposes, four and one-fourth ($4\frac{1}{4}$) mills.

Dorchester. Dorchester.—For Dorchester County, for ordinary County purposes, four and one-quarter ($4\frac{1}{4}$) mills; for interest on County bonds, five-eighths of one ($\frac{5}{8}$) mill; for interest and Sinking Fund of Green Pond and Walterboro Railroad, three-quarters of one ($\frac{3}{4}$) mill. The Treasurer and Supervisor of Dorchester County are hereby authorized and empowered to borrow from time to time, upon their joint note or notes, a sufficient sum to keep the County upon a cash basis, including any deficit which may arise in the settlement of Dorchester's proportion of the bonds issued by Colleton County in aid of the Green Pond and Walterboro Railroad, which amounts so borrowed may include the proceeds of the Sinking Fund now in the hands of the Treasurer for the redemption of said bonds. The said Treasurer and Supervisor are authorized to pledge as security for such borrowed moneys and interest, the taxes levied for 1903 purposes. The profits accruing to the County from the Dispensary shall be held as ordinary County funds, and the said fund, with any fund not otherwise appropriated, shall be applicable to the payment of any ordinary County expense. The Treasurer and Supervisor are authorized and required to set aside out of the ordinary funds the sum of five hundred dollars as a fund for the poor of Dorchester County, to be expended in extreme cases of poverty or sickness.

Edgefield. Edgefield.—For the County of Edgefield, for ordinary County purposes, four and one-half ($4\frac{1}{2}$) mills, and for past indebtedness, one-half of one ($\frac{1}{2}$) mill. The County Commissioners

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are hereby authorized and empowered to borrow money for ordinary County purposes and to pledge said levy as security therefor. In addition to the levies herein provided for Edgefield County, the County Commissioners shall apply one-half of that amount that may be paid to the County out of the profits of the Dispensary to ordinary County purposes, and the other half of such profits to past indebtedness.

Fairfield.

Fairfield.—For ordinary County purposes and past indebtedness, four (4) mills, to be expended as follows: For Auditor's salary, three hundred and thirty-four dollars; for Supervisor's salary, six hundred and fifty dollars; for salary of County Commissioners, two hundred dollars; for Board of Equalization, three hundred and fifty dollars; for jury, witnesses and Constables, two thousand dollars; for Clerk of Court, in lieu of all criminal fees, three hundred dollars; for salary of Sheriff, twelve hundred dollars; for Magistrates and Constables, thirteen hundred dollars; for Coroner, one hundred and fifty dollars; for poor house and poor, twelve hundred dollars; for roads, bridges and support of chaingang, twenty-seven hundred dollars; for repairs on public buildings, for books, stationery and printing, for contingent expenses, for public offices and for Court House, six hundred dollars; for *post mortem* examination and conveying lunatics, two hundred dollars; for jail, four hundred dollars; for physician's and attorney's fees, two hundred dollars; for past indebtedness, eighteen hundred dollars; for salary of Probate Judge, six hundred dollars; for Superintendent of Education and Board of Education, five hundred and fifty dollars; for County Treasurer's commissions in County and school funds only, three hundred and thirty-four dollars; for insurance, one hundred dollars. If necessary, the above specified amounts may be increased up to but not exceeding the levy herein made. The County Board of Commissioners of Fairfield County are hereby authorized to borrow money, not to exceed the sum of seven thousand five hundred dollars (including all amounts borrowed from the Sinking Fund Commission), for Court expenses, jail fees and other deficiencies: *Provided,* The rate of interest does not exceed seven (7) per cent. per annum. There shall be allowed to the County Superintendent of Education of Fairfield County the

sum of one hundred dollars for his traveling expenses, as heretofore provided by law.

Florence. Florence.—For Florence County, for ordinary County purposes, three and one-fourth (3¼) mills.

Greenville. Greenville.—For the County of Greenville, for ordinary purposes, three and one-half mills (3½), to be expended as follows, if so much be necessary: For County Auditor's salary, four hundred dollars; for County Commissioners and Clerk's salaries, seventeen hundred dollars; for County Treasurer's salary, four hundred dollars; for County Board of Equalization, five hundred dollars; for jurors, witnesses and Constables, eight thousand dollars; for Clerk of Court, sixteen hundred dollars; for Sheriff, twenty-two hundred dollars; for Magistrates and Constables, three thousand dollars; for Coroner and Coroner's jury, five hundred dollars; for poor house, twenty-five hundred dollars; for repairs on bridges, five thousand dollars; for repairs on public buildings, eight hundred dollars; for books, stationery and printing, one thousand dollars; for public offices and fuel, five hundred dollars; for *post mortems,* examining lunatics and conveying, one thousand dollars; for insurance, two hundred dollars; for Court House, two hundred dollars; for jail and dieting prisoners, two thousand dollars; for County physician and attorney's fees, five hundred dollars. (¾) Three-fourths of one mill for interest on Atlanta and Charlotte Air Line Railroad bonds, if so much be necessary. (¼) One-fourth of one mill for interest on Greenville and Laurens Railroad bonds, if so much be necessary. (¼) One-fourth of one mill for interest on past indebtedness bonds, if so much be necessary; for convicts and bridges, two-thirds (2-3) of one mill, and three-fourths (3¾) of one mill to be applied to past indebtedness.

From the funds received from the County Dispensary, there is appropriated the sum of three thousand dollars, to be paid to the order of the County Superintendent of Education, who shall apportion the same among the public schools of the County in the same manner as now provided by law for the apportionment of the State tax for school purposes. From the funds received from the County Dispensary there is appropriated the further sum of fifty-one hundred dollars, if so much be necessary, to pay the approved claims of P. D. and J. D. Gilreath:

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Greenwood. Greenwood.—For the County of Greenwood, for ordinary County purposes, three (3) mills; for past indebtedness, one-half of one (½) mill.

Georgetown. Georgetown.—For the County of Georgetown, for ordinary County purposes, three (3) mills.

Hampton. Hampton.—For the County of Hampton, for ordinary County purposes, four (4) mills. That the County Board of Commisisoners shall use any unexpended balance of funds in hand for ordinary County purposes. That the County Supervisor and the County Treasurer be, and they are hereby, authorized and empowered to borrow a sufficient amount of funds not to exceed the sum of four thousand dollars for the purpose of paying all claims against the County during the fiscal year and to pledge the County for same.

Horry. Horry.—For the County of Horry, for ordinary County purposes and interest on railroad bonds, six (6) mills. In Conway, Bayboro, Greensea and Simpon Creek Townships, four (4) mills, to pay interest on railroad bonds.

Kershaw. Kershaw.—For the County of Kershaw, for ordinary County purposes, four (4) mills; for interest on railroad bonds, two and one-half (2½) mills.

Lancaster. Lancaster.—For the County of Lancaster, for ordinary County purposes, four (4) mills; interest on railroad bonds, issued in aid of Cheraw and Chester Railroad, three (3) mills; for retiring bonds issued in aid of the Cheraw and Chester Railroad, and to be used for no other purpose, one (1) mill; for the payment of interest on township bonds issued in aid of the Charleston, Cincinnati and Chicago Railroad, the following special taxes are hereby imposed: In Pleasant Hill Township, three (3) mills; in Gills Creek Township, five (5) mills, and in Cane Creek Township, four and one-half (4½) mills: *Provided,* That the County Treasurer shall apply to the payment of interest on bonds of said townships the funds arising from the property of the South Carolina and Georgia Extension Railroad Company in Lancaster County, on the levy for ordi-

nary County purposes, to be applied to said interest in proportion to the amount of the bonds of said townships, respectively, outstanding. The County Commissioners are directed to use all funds derived from the three (3) mills levy herein provided for payment of interest on bonds issued in aid of the Cheraw and Chester Railroad, after the payment of said interest, to purchase and retire such bonds; also to use all funds in the County Treasury, or in the Bank of Lancaster, belonging to Pleasant Hill Township, to purchase and retire the bonds of said township; and in case they cannot purchase the bonds of said township, then to invest said funds in any other like bonds. The said Treasurer is hereby required to keep all funds now in his hands, or hereafter collected by him, for the retirement of township or County bonds, on deposit in the Bank of Lancaster, at interest.

Laurens. Laurens.—For the County of Laurens, for ordinary County purposes, two and three-fourth ($2\frac{3}{4}$) mills; for additional road purposes, one (1) mill and commutation fund; for interest on railroad bonds and to create a sinking fund to retire said bonds, two and one-half ($2\frac{1}{2}$) mills; one-half the profits derived from the Dispensary, which go to the County, to be paid to the Common School Fund. The County Board of Commissioners of said County are hereby authorized and required, upon the application of the Superintendent of Education, to borrow money, at a rate of interest not exceeding eight per cent. per annum, giving their notes therefor, signed by the County Supervisor, for the purpose of paying the teachers in the public schools monthly at the end of each month's service: *Provided,* There shall not be borrowed a sum of money exceeding three-fourths of the then current levy of taxes for school purposes for said County. That the tax levy for school purposes for said County shall stand pledged for the prompt payment of said loan; interest on said loan shall be paid out of Dispensary profits coming to said County.

Lee. Lee.—For the County of Lee, for ordinary County purposes and past indebtedness, four (4) mills; to create a sinking fund, one-half ($\frac{1}{2}$) of one mill.

Marlboro. Marlboro.—For the County of Marlboro, for ordinary County purposes, five (5) mills; for past indebtedness, one (1) mill; for tiling public highway, one-half ($\frac{1}{2}$) of one mill.

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Lexington. Lexington.—For the County of Lexington, for ordinary County purposes, three and one-half (3½) mills; for past indebtedness, one-half of one (½) mill.

Marion. Marion.—For the County of Marion, for ordinary County purposes, three (3) mills; for past indebtedness, one and one-fourth mill; for roads and bridges, one (1) mill; and no excess above the amount appropriated shall be used.

Newberry. Newberry.—For the County of Newberry, for ordinary County purposes, two and one-half (2½) mills. Three hundred dollars of the money realized from this levy, if so much be necessary, shall be expended under the direction and supervision of a Commission composed of Frank L. Bynum, I. H. Hunt and Robert H. Welch, for re-indexing the records of real estate conveyances and records of real estate mortgages in the office of Clerk of Court from the year 1842 down. In such re-indexing all agricultural liens and satisfied mortgages shall be omitted. Said Commission shall make all contracts in relation to such re-indexing and prescribe all rules therefor. The County Board of Commissioners shall pay all claims approved by said Commission within said appropriation.

Oconee. Oconee.—For the County of Oconee, for ordinary County purposes, four and one-half (4½) mills.

Orangeburg. Orangeburg.—For Orangeburg County, for ordinary purposes, two and one-half (2½) mills, and for past indebtedness, one-fourth of one (¼) mill.

Pickens. Pickens.—For the County of Pickens, for ordinary County purposes, four and three-fourths (4¾) mills; for Sinking Fund, one and one-half (1½) mills; for past indebtedness, one and three-fourth (1¾) mills; for roads, one (1) mill. For Pickens Township, for interest on railroad bonds, three and one-half (3½) mills; in Eastatoe Township, for interest on railroad bonds, three and one-half (3½) mills; in Hurricane Township, for interest on railroad bonds, two and one-half (2½) mills. That the share of the County in the profits from the sales of all Dispensaries in the County, belonging to said County, under provisions of an Act approved February 11th, A. D. 1902, shall be paid into the County Treasury, to be placed to the credit of the free school fund of said County, in lieu of the road fund, as in said Act provided.

Richland. Richland.—For the County of Richland, for ordinary County

purposes, three and one-fourth mills; an additional tax of one-half of one (½) mill in Columbia Township, for interest on railroad bonds, and an additional tax of one-fourth of one mill in said township, for a sinking fund for the purpose of retiring railroad bonds, and in addition thereto, there shall be levied a tax of two mills in the school district of the city of Columbia, in lieu of any special tax authorized to be levied by an Act entitled "An Act to provide for the establishment of a new school district in Richland County, and to authorize the levy and collection of a local tax therein," approved December 24th, 1880.

Saluda.

Saluda.—For the County of Saluda, for ordinary County purposes, three (3) mills; for jurors and witnesses, one (1) mill; for the purpose of operating machinery and the hire and maintenance of convicts for the permanent improvement of the public highways, three-fourths of one (¾) mill. The County Board of Commissioners are hereby authorized and required to expend the balance remaining from the levy for the jurors and witnesses for the fiscal year 1903 for the purpose of paying the past indebtedness: *Provided,* That any balance remaining, after the past indebtedness is paid, may be applied to the maintenance of the public highways. The County Board of Commissioners are hereby prohibited from using or expending the amount raised by any levy made herein for any purpose, save that specified in this Act for said levy. The County Board of Commissioners are authorized and empowered to borrow a sufficient sum for the purpose of paying jurors and witnesses, and they may pledge the levy made herein for that purpose as security for said loan.

Spartanburg.

Spartanburg.—For the County of Spartanburg, for ordinary County purposes, four (4) mills; for interest on railroad bonds, one (1) mill; for Sinking Fund, one-half of one (½) mill; for roads, one (1) mill; for permanent improvements, one-half of one (½) mill. That the County Treasurer of said County be, and he is hereby, authorized to transfer the surplus funds, if any, arising from the foregoing levy, for interest on railroad bonds, to the account for ordinary County purposes; and the County Board of Commissioners of said County be, and are hereby, authorized to draw warrants on the Treasurer of said County to pay the interest due and to become due during the

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present fiscal year on the bonds issued to pay the past indebtedness of said County, and the Treasurer of said County is hereby authorized to pay such warrants out of any funds in his hands applicable to ordinary County purposes. That in anticipation of the collection of the taxes hereinbefore levied for the said several purposes, the County Treasurer of said County be, and is hereby, authorized to lend to the County Board of Commissioners of said County for any one or more of said purposes, any funds in his hands to the credit of the Sinking Fund, upon the execution by said Board of a note or obligation therefor, pledging the taxes hereinbefore levied for such purposes, respectively, for the payment of such loan, with interest thereon, and such loan shall be a prior and preferred lien upon the funds arising from the levy or levies so pledged until paid. The amount loaned for any purpose shall not exceed eighty-five per cent. of the levy for such purpose, as appears from the Auditor's duplicate, and the said Treasurer shall see that all such loans are paid out of the funds so pledged. That the Treasurer of said County be, and he is hereby, required to set apart one-half of the County's share of the profits arising from the Dispensaries in said County to be apportioned by the County Board of Education amongst those schools in said County which are financially weak and in proportion to their needs, so as to enable the Trustees of said schools to keep them open for so long a term as such funds, together with the other available funds, will allow. The said Board shall certify the apportionments made by it to the Treasurer, who shall pay out such funds according to such apportionments as other school funds.

Sumter.

Sumter.—For the County of Sumter, for ordinary County purposes and for past indebtedness, three and one-half ($3\frac{1}{2}$) mills. That from the profits derived from the Dispensary the County Commissioners shall deposit two thousand dollars in bank, at interest, to be used as a sinking fund for the payment of County bonds when due; and they are hereby prohibited from using this money for any other purpose. That the County Commissioners be authorized to borrow a sum not exceeding three thousand dollars to be expended in defraying expenses of maintaining roads and bridges, and for these purposes only: *Provided,* That the rate of such loan shall not exceed seven per centum discount. That the County Commis-

sioners are authorized and required to publish at the County seat the quarterly statements of the Supervisor as now provided by law: *Provided,* That the same can be done at a cost not exceeding one hundred dollars per annum. That each cotton weigher for the city of Sumter shall provide separate scales and employ a clerk during the months of September, October, November and December of each year, and they shall have not less than two platforms each of shall be approachable from at least two sides.

Union. Union.—For Union County, for ordinary County purposes, four (4) mills; for interest on railroad bonds, two (2) mills; for the sinking fund, two (2) mills; for working and maintaining roads and bridges, one (1) mill.

Williamsburg. Williamsburg.—For the County of Williamsburg, for ordinary County purposes, four (4) mills.

York. York.—For the County of York, for ordinary County purposes, four (4) mills; in Catawba Township, a special levy of two and one-half ($2\frac{1}{2}$) mills; in Ebenezer Township, a special levy of one and a half ($1\frac{1}{2}$) mills, and in York Township, a special levy of three and one-half ($3\frac{1}{2}$) mills, to pay the interest on bonds issued by said townships, in aid of the Charleston, Cincinnati and Chicago Railroad. The Treasurer of York County, for collecting and distributing this special levy, shall be allowed commissions, as now provided by law. The County Commissioners of York County are hereby authorized and empowered to borrow a sum of money, not exceeding ten thousand dollars, at a rate of interest not to exceed six per cent., for ordinary County purposes, and to pledge the tax levies of said County to secure the same.

Hire for convicts. Disposition of. SEC. 3. That the Board of Directors of the State Penitentiary are hereby directed to pay into the Treasury of the State at the end of each three months or within five days thereafter, all amounts received by them from the hire of convicts and from other resources, after paying the necessary expenses of the said institution and all other disbursements, authorized by law, the said amounts to be paid into the Treasury to be held subject to the warrants of the Comptroller General to pay amounts appropriated by the General Assembly in the same manner as the other funds in the Treasury. And the Board of Directors are hereby instructed in hiring out convicts to

How paid.

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receive as compensation for the services of said convicts only lawful money of the United States.

How funds shall be kept.

SEC. 4. That all proceeds of the taxes levied for and on account of the State as specified herein shall be deposited and kept by the State Treasurer in such banks or places of specified deposit as in the judgment or discretion of the Governor, the Comptroller General, and the State Treasurer, or any two of them, shall afford sufficient protection to the interest of the State.

Collection of tax.

SEC. 5. That the County Auditors and County Treasurers of the several Counties of this State are hereby required, under the direction and supervision of the Comptroller General, to make collections of the taxes levied under and pursuant to the provisions of this Act in the manner and at the time and under the conditions hereinafter provided; and they are hereby forbidden to collect any other tax whatsoever levied for the fiscal year unless herein expressly authorized to do so, except the taxes authorized by law to meet the interest and to retire the bonds issued by Counties and townships in aid of railroads and bonds voted by townships in aid of railroads where the railroads have been completed through said township, as taxes voted by towns or Counties or assessed upon townships and subscriptions to railroads, and taxes to build fences, under Statutes authorizing and directing the same; and except also the special school tax authorized to be levied in any school district of the State, and except such special tax or collections as is authorized by any Act or Joint Resolution of the General Assembly; and the County Treasurers of the several Counties of this State are hereby prohibited from collecting any tax except such as have been first entered upon the tax duplicates of their respective Counties, or upon the orders of the Auditors of said Counties: *Provided,* That said County Treasurer shall furnish the County Auditors of their respective Counties with the names of the taxpayers as may apply to pay their taxes against whom no taxes shall have been entered on the tax duplicate; and any State or County officer who shall fail to comply with, or who shall evade, or attempt to evade, the provisions of this Act, shall be deemed guilty of a felony, and upon the conviction thereof, shall be punished by a fine not to exceed five thousand dollars, or imprisonment for a period of not more than five years, or both, at the discretion of the Court.

Evasion or violation of Act a felony.

Penalty.

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Poll tax.

SEC. 6. That from and after the passage of this Act, there shall be assessed upon all taxable polls in this State a tax of one dollar on each poll, the proceeds of which tax shall be applied solely to educational purposes. Every male citizen between the ages of twenty-one and sixty years, except those incapable of earning a support, from being maimed or from other causes, and except those who are exempt by law shall be deemed taxable polls.

Penalty for non-payment of poll tax. Criminal Code, § 492.

2. Any person who shall fail to pay such poll tax shall be deemed guilty of a misdemeanor, and on conviction thereof before a Magistrate, shall be punished by a fine of not more than ten dollars or by imprisonment at hard labor upon the public works of the County not more than twenty days: *Provided,* That the County shall not pay the costs or fees of any Constable or Sheriff for the execution of any warrant or other process issued in any case by virtue of the provisions of this Section, unless the defendants in such cases shall be arrested and convicted. For services herein rendered by those Magistrates and Constables who receive salaries, they shall receive in addition to such salaries as they are now entitled to have by law the said costs and fees: *Provided,* That said costs and fees be collected out of and paid by defendants.

Fees and costs of Magistrate and Constable

In what moneys payable.

SEC. 7. That all taxes assessed and payable under this Act shall be paid in the following kinds of funds, and no other: gold and silver coin, United States currency, national bank notes, and coupons which shall become due and payable during 1903, on the consolidated bonds known as Brown bonds, and the bonds of this State known as Blue bonds, and any other State bonds which may be issued by authority of an Act of the General Assembly, the coupons of which are by such Act made receivable for taxes: *Provided, however,* That jury certificates and per diem of State witnesses in the Circuit Court and all County claims which have been approved and certificates issued by the County Board of Commissioners shall be receivable for County taxes, not including school taxes.

When payable.

SEC. 8. That all taxes herein assessed shall be due and payable from the 15th day of October to the 31st day of December, 1903, and the several County Treasurers shall collect the same in manner prescribed by law, and give receipt therefor to the several parties paying the same, in which the real estate paid

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on shall be briefly described, and the value of the personal property paid on shall be stated, together with time such taxes are paid, and the amount of the same, and the township wherein such property is located shall be stated thereon.

Notice of collection to be given.

SEC. 9. That the County Treasurers immediately upon the receipt of the tax duplicate for the year from the County Auditors, shall cause a notice to be inserted in one County newspaper in his County, stating the rate percentum of the levy for State purposes, and the rate per centum for all other purposes on the duplicates for the present fiscal year; and if any special levies have been made on the property of the school or other district not affecting an entire County, the total rate of levies shall also be stated in such notice.

Penalty for non-payment.

SEC. 10. That when the taxes and assessment or any portion thereof charged against any property or party on the duplicate for the present fiscal year shall not be paid on or before the 31st day of December, the County Auditor shall proceed to add a penalty of one per cent. on the County duplicate, and the County Treasurer shall collect the same; and if the said taxes and assessments and penalties are not paid on or before the first day of February next thereafter, an additional penalty of one percentum thereon shall be added by the County Auditor on the County duplicate and collected by the County Treasurer; and if said taxes, penalties and assessments are not paid on or before the first day of March next thereafter, an additional penalty of five per centum thereon shall be added by the County Auditor on the County duplicate and collected by the County Treasurer; and if the said taxes, assessments and penalties are not paid on or before the fifteenth day of March next thereafter, the said County Treasurer shall issue his tax execution for the said taxes, assessments and penalties against the property of the defaulting taxpayer according to law.

Distress and sale for taxes. Civil Code, § 409.

SEC. 11. That all personal property subject to taxation shall be liable to distress and sale for the payment of taxes and assessments as provided by law.

Enforcement of lien on realty, §§ 263, 421, Civil Code.

SEC. 12. That all real property returned delinquent by County Treasurers, upon which the taxes shall not be paid by distress or sale of personal property or otherwise, shall be seized and sold as provided by law. The distress and sale of personal property shall not be a condition precedent to seizure and sale of any real property hereunder.

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School tax, how levied. Civil Code, § 1202.

SEC. 13. That the County Board of Commissioners in each of the several Counties of this State shall levy a tax of three mills on the dollar, upon all taxable property of their respective Counties, for the support of public schools in their respective Counties, which shall be collected at the same time and by the same officer as the other taxes for this year, and shall be held in the County Treasuries of the respective Counties and paid out exclusively for the support of the public schools, as provided by law.

Taxes on mines and mining claims. Civil Code, § 275.

SEC. 14. That all personal property used in connection with mines and mining claims, and all lands not actually mined connected with mines and mining claims, shall be assessed for taxation and be taxed as is done in the case of other personal and real estate; that in all cases where land is actually mined, such land shall not be assessed for taxation or taxed, but in lieu thereof the gross proceeds alone of such mines and mining claim shall be assessed and taxed, and such gross proceeds shall be ascertained and determined by the cash market value of the material mined.

Power of Governor and State Treasurer to borrow money.

SEC. 15. That in anticipation of the collection of the taxes hereinbefore levied, the Governor and State Treasurer be, and they are hereby, empowered to borrow on the credit of the State so much money as may be needed to meet promptly at maturity the interest which shall mature on the first day of July, 1903, and on the first day of January, 1904, on the valid debt of the State, and to pay the current expenses of the State Government for the present fiscal year: *Provided*, That the sum so borrowed shall in no event exceed three hundred thousand dollars, over and above the amount authorized to be borrowed to promptly pay pensions.

Contracts in excess of levy a misdemeanor. Criminal Code, § 877a.

SEC. 16. It shall be unlawful for any officer authorized to make contracts, to be paid from the money levied provided in this Act, to make any contract or contracts in excess of the money provided to be raised by said levies, and any officer or officers convicted of violating the provisions of this Section shall be punished as for a misdemeanor. All contracts made in violation of this Section shall be void.

SEC. 17. That this Act shall take effect from and immediately after its approval.

Approved the 21st day of February, A. D. 1903.

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No. 91.

AN ACT TO MAKE APPROPRIATIONS TO MEET THE ORDINARY EXPENSES OF THE STATE GOVERNMENT FOR THE FISCAL YEAR COMMENCING JANUARY 1ST, 1903.

Appropriations.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Executive Department, as follows:

Governor's office.

(1) For the salary of the Governor, three thousand dollars; for the salary of the Governor's Private Secretary, thirteen hundred and fifty dollars; for the salary of the Governor's Messenger, four hundred dollars; for the contingent fund of the Governor, for rewards and other purposes, five thousand dollars; for the civil contingent fund of the Governor, twenty-five hundred dollars, if so much be necessary, for the purpose of paying the expenses of special terms of Courts; for the salary of a Stenographer for the Governor, five hundred dollars; for stationery and stamps for the Governor, three hundred dollars.

Secretary of State.

(2) For the salary of the Secretary of State, nineteen hundred dollars; for the salary of the Clerk of the Secretary of State, thirteen hundred and fifty dollars; for the contingent fund for the Secretary of State, two hundred dollars; for stationery and stamps for the Secretary of State, five hundred dollars; for extra clerk hire for the Secretary of State, twelve hundred dollars, and three hundred and fifty dollars for books, and blanks, charters, etc.

Comptroller General.

(3) For the salary of the Comptroller General, nineteen hundred dollars; for the salary of the Chief Clerk of the Comptroller General, fourteen hundred dollars; for the salary of an additional Clerk for the Comptroller General, fourteen hundred dollars; for the salary of the Book-keeper of the Comptroller General, fourteen hundred dollars; for the contingent fund of the Comptroller General, two hundred and fifty dollars; for stationery and stamps for the Comptroller General, three hundred dollars; for printing for the Comptroller General, five hundred dollars; for stamps and printing for the insurance department, two hundred dollars; for traveling expenses of the Comptroller General and his assistants in examining the books

and papers and accounts pertaining to the offices of the Auditors and Treasurers of the respective Counties, and other County officers, five hundred dollars.

State Treasurer.

(4) For the salary of the State Treasurer, nineteen hundred dollars; for the salary of the Chief Clerk of the State Treasurer, fifteen hundred dollars; for the salary of the two Bookkeepers in the office of the State Treasurer, each thirteen hundred and fifty dollars; for the contingent fund of the State Treasurer, two hundred and fifty dollars; for the printing of bonds and stocks, and to pay for the bonds and stocks already printed, five hundred dollars, if so much be necessary; for stamps and stationery for the State Treasurer, two hundred and fifty dollars.

State Superintendent of Education.

(5) For the salary of the Superintendent of Education, nineteen hundred dollars; for the salary of the Clerk of the Superintendent of Education, twelve hundred dollars; for a Stenographer and Typewriter, four hundred dollars; for the contingent fund of the Superintendent of Education, two hundred dollars; for printing books and blank forms for the use of public schools, one thousand dollars; for the State Board of Education, three hundred dollars; if so much be necessary, for stationery and stamps for the Superintendent of Education, three hundred dollars; and for traveling expenses of the Superintendent of Education, three hundred dollars: *Provided,* That an itemized statement of such expenses be kept by the State Superintendent of Education, and reported by him to the next General Assembly.

Adjutant and Inspector General.

(6) For the salary of the Adjutant and Inspector General, fifteen hundred dollars; for the salary of the Assistant Adjutant and Inspector General, twelve hundred dollars; for the salary of the State Armorer and the expenses of maintaining the State Armory for the fiscal year 1903, five hundred dollars; for the contingent fund of the Adjutant and Inspector General, five hundred dollars, for collecting arms, freights, advertisements, printing, expenses of inspection, purchasing missing parts of arms and ammunition, five hundred and fifty dollars, if so much be necessary; for stationery and stamps for the Adjutant and Inspector General, one hundred and fifty dollars; for the purpose of assisting military companies to maintain their organization, eight thousand dollars, to be distributed by the

Militia.

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Adjutant and Inspector General in accordance with militia laws of the State, to be paid out to the Captains of each company for distribution upon the warrants of the Comptroller General; which warrants shall be issued when the apportionment of each company is certified to the Comptroller General by the Adjutant and Inspector General, and countersigned by the Captain of the company to which the apportionment is made.

Attorney General.

(7) For the salary of the Attorney General, nineteen hundred dollars; for the salary of the Assistant Attorney General, thirteen hundred and fifty dollars; for the contingent fund of the Attorney General, one hundred and fifty dollars; for stationery and stamps for the Attorney General, seventy-five dollars; for the expenses of litigation, two thousand dollars, if so much be necessary; and the Attorney General is hereby authorized and required to conduct all litigation which may be necessary for any departments of the State government, or any of the Boards connected therewith, and all such Boards or departments are hereby forbidden to employ any counsel for any purpose except through the Attorney General, and upon his advice: *Provided, further,* That out of the litigation fund, the Attorney General shall pay for dockets and blank indictments for the several Circuit Solicitors and such other expenses as he may deem advisable, including the necessary hire of a Stenographer and Typewriter.

Railroad Commissioners.

(8) For the salary of Railroad Commissioners, fifty-seven hundred dollars; for the salary of the Secretary of Railroad Commissioners, twelve hundred dollars; four hundred dollars for the salary of a Stenographer; for contingent expenses and rent of offices for the fiscal year commencing January the first, 1903, twelve hundred and fifty dollars, if so much be necessary; for the printing of three hundred extra copies of the Railroad Commissioners' reports and for the printing of freight rates, classification rules and regulations, two hundred and fifty dollars, to be advanced by the State until the same shall have been collected from the railroads, express and telegraph companies of this State, in the manner prescribed by law, and when collected to be placed in the State Treasury.

State Librarian.

(9) For the salary of the State Librarian, eight hundred dollars; for the contingent fund of State Librarian, two

hundred dollars; for stationery and stamps for State Librarian, three hundred dollars; for the purpose of purchasing and binding books and dockets for the State Library, one hundred dollars.

Watchmen.

(10) For the salary of two Watchmen for the State House and grounds, nine hundred and sixty dollars.

Janitor.

(11) For the salary of Janitor for the State House, one hundred and sixty dollars; for salary of a Janitress for the State House, one hundred and twenty dollars.

Engineer.

(12) For the salary of the Engineer of the State House heating apparatus, for seven months in the year, seventy-five dollars per month; for the salary of two Firemen of the State House heating apparatus, for seven months in the year, fifty dollars each per month; and the Engineer to be paid twenty-five dollars per month for the balance of the year for keeping in order engines, boilers, etc.: *Provided,* He attends to them at least once in every fifteen days; this amount to be paid in full for all charges for labor: *Provided, further,* That the Superintendent of the Penitentiary be required, when called upon by the Keeper of the State House and Grounds, to furnish such convict labor as he may need to keep said State House and grounds in good order; for repairs on State House, four hundred dollars, if so much be necessary.

Convict labor to keep State House and Grounds.

Keeper of State House.

(13) For the contingent fund of the Keeper of the State House and Grounds, two hundred dollars, if so much be necessary.

State Geologist.

(14) For the salary of the State Geologist, fifteen hundred dollars; for the contingent fund, printing and surveys of the State Geologist, fifteen hundred dollars.

That the Clemson Agricultural and Mechanical College shall analyze in its chemical laboratory all samples of rock, minerals, earths and waters received from the State Geologist for such constituents as may be designated, and shall make returns of such analysis to him upon completion of the same. The order in which analyses shall be made in relation to other analyses shall be the order in which the samples are received from the State Geologist in relation to the receipt of other samples. The expenses of the analyses for State Geologist shall be paid out of funds of said College.

Judicial Department.

(1) That the following sums, if so much be necessary, be,

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and the same are hereby, appropriated to meet the expenses of the Judicial Department: For the salary of the Chief Justice and three Associate Justices, eleven thousand four hundred dollars, being twenty-eight hundred and fifty dollars each; for the salary of the eight Circuit Judges, twenty-four thousand dollars, being three thousand each; for the salaries of the Solicitors, twelve thousand three hundred dollars; for the salaries of the Stenographers of the Circuit Courts, ten thousand two hundred dollars: *Provided,* That Stenographers serving instead of regular Stenographers at regular terms of Court shall be paid out of this amount; for the pay of the Clerk of the Supreme Court, eight hundred dollars; for the salary of the State Reporter, thirteen hundred dollars; for the salary of the Librarian of the Supreme Court, eight hundred dollars; for the pay of a Messenger of the Supreme Court, two hundred dollars; for the contingent fund of the Supreme Court, six hundred dollars; for the purchasing of books for the Supreme Court Library, five hundred dollars; for the Stenographer for the Supreme Court, four hundred dollars; for the salary of attendant on the Supreme Court, two hundred dollars; for the purchase of one hundred copies each of the sixty-fifth, sixty-sixth and sixty-seventh volumes of the Supreme Court Reports, six hundred dollars. For the purchase of new carpets and furnishings, and for necessary repairs to furniture for the rooms used by the Supreme Court, five hundred dollars, if so much be necessary.

Judges.

Solicitors.

Stenographers.

State Reporter.

Librarian.

Messenger.

S. C. Reports.

Health department.

(1) That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Health Department, as follows:

Charleston.

The salary of the Quarantine Officer at Charleston, sixteen hundred and fifty dollars; for the expenses of maintaining Quarantine Station, Charleston, one thousand dollars.

St. Helena.

(2) For the salary of Quarantine Officer at St. Helena, seven hundred dollars; for the expenses of maintaining Quarantine Station at St. Helena, two hundred dollars.

Port Royal.

(3) For the Quarantine Officer at Port Royal, seven hundred dollars; for the expenses of Quarantine Station at Port Royal, three hundred dollars; for the salary of the Keeper of the Hospital Building at Port Royal, one hundred and seventy-five dollars.

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(4) For the salary of the Quarantine Officer at Georgetown, four hundred and fifty dollars; for the expenses of the Quarantine Station at Georgetown, one hundred and fifty dollars. Georgetown.

(5) For the salary of the Keeper of the Lazaretto, three hundred dollars.

For insuring the Quarantine Station buildings at Georgetown, seventy-five dollars.

Board of Health.

(6) For the purpose of carrying out the provisions of the Act establishing a State Board of Health, twenty-five hundred dollars, if so much be necessary; for the clerk hire, for Secretary of the Board, five hundred dollars.

Quarantine against contageous diseases.

(7) For the purpose of carrying out the provisions of an Act quarantining the State against contagious and infectious diseases, eight thousand dollars; this fund to be expended under the supervision and by the consent of the Governor: *Provided, however,* That the Governor be, and he is hereby, authorized, in case of emergencies demanding it, to borrow, for the purposes of said Act, seven thousand dollars additional, if so much be necessary.

Tax department.

That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the Tax Department, as follows:

Auditors.

For the salaries of the County Auditors, twenty-nine thousand five hundred dollars. For printing books, etc., for the County Auditors and Treasurers, twenty-five hundred dollars. For the salaries of the County Treasurers, twenty-nine thousand five hundred and sixty-six and 66-100 dollars.

S. C. University.

That the following, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the South Carolina University, namely:

S. C. College.

(1) For the support of the schools in the South Carolina College in Columbia, twenty-nine thousand four hundred dollars, for all purposes, including ordinary repairs, general expenses, improving of buildings and sanitary arrangements, and the Library and salary of the Librarian. That one thousand six hundred and forty dollars be appropriated to be used to provide forty-one scholarships in the Normal Department, one from each County, of the value of forty dollars, besides the remission of tuition and matriculation fees; the beneficiaries to be selected under regulations to be prescribed by the Board of

A. D. 1908.

Trustees; all of which shall be paid upon the application of the Board of Trustees on the warrant of the Comptroller General: *Provided*, That suitable courses of study are provided in the said institution for the deserving of both sexes: *Provided, further*, That nothing contained herein shall interfere with the students of the Normal Department, except as herein provided.

Winthrop College.

For the support of the Winthrop Normal and Industrial College of South Carolina, including running expenses, equipment and permanent improvements, fifty-two thousand five hundred and sixty-five and 22-100 dollars. For the regular scholarships provided by law for the Winthrop Normal College of South Carolina, five thousand four hundred and fifty-six dollars.

S. C. Military Academy.

For the support of the beneficiary cadets of the South Carolina Military Academy, twenty-five thousand dollars; for the Library, two hundred and fifty dollars; and for repairs, one thousand dollars, to be paid on the warrant of the Comptroller General, issued upon the requisition of the Chairman of the Board of Visitors of said Academy; and for insurance for five years, twelve hundred and seventy-five dollars; and for furnishing the reception room of the Academy, one hundred dollars.

State Colored College.

(4) For the State Colored and Industrial, Normal and Mechanical College at Orangeburg, for maintainance, new buildings and equipments, five thousand dollars, and fifteen hundred dollars to be used in completing building in process of erection, be paid on the application of the Board of Trustees on the warrant of the Comptroller General.

Penal and Charitable Institutions.

That the following sums, if so much be necessary, be, and the same are hereby, appropriated to meet the expenses of the penal and charitable institutions, as follows:

Penitentiary.

(1) For the salary of the Superintendent of the Penitentiary, nineteen hundred dollars; for the Captain of the Guards, one thousand and fifty dollars; for the salary of the Physician of the Penitentiary, to be appointed by the Superintendent, one thousand and fifty dollars; for the Chaplain of the Penitentiary, to be appointed by the Superintendent, six hundred dollars; for the Clerk of the Penitentiary, twelve hundred dollars; for which amounts the Comptroller General is authorized and directed to issue his warrants. The balance in the hands of the

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Board of Directors of the South Carolina Penitentiary on December 31, 1902, together with all other amounts received or to be received from the hire of convicts or from any other source, during the current fiscal year, be, and the same are hereby, appropriated for the support of the Penitentiary and for any other purposes required by law, which are not herein indicated.

State Hospital for Insane.

(2) For the salary of the Superintendent and Physician of the State Hospital for the Insane, three thousand dollars; for the per diem and mileage of the Board of Regents of the State Hospital for the Insane, each of whom shall be entitled to receive four dollars per day for each day actually engaged in attending the meetings of the said Board, and mileage at five cents per mile actually traveled, twelve hundred dollars, if so much be necessary. For the current expenses and support of the State Hospital for the Insane, one hundred and twenty thousand dollars. For repairs and building purposes, fifteen thousand dollars. To furnish water supply for fire protection for the State Hospital for the Insane, fifteen hundred dollars: *Provided,* That no further liability be incurred by the Board of Regents on account of said buildings.

Deaf, Dumb and Blind.

(3) For the support of the Deaf, Dumb and Blind Asylum, twenty-four thousand dollars; for the furnishings, general repairs and insuring, five hundred dollars, if so much be necessary.

Catawba Indians.

(4) For the Catawba Indians, one thousand dollars, to be paid upon the application of the Agent, upon the warrant of the Comptroller General: *Provided,* That the said Agent, before receiving his warrant, enter into bond in the sum of sixteen hundred dollars with security to be approved by the Governor for the faithful discharge of his duty in the disbursement of any funds which may hereafter come into his hands: *Provided, further,* That the said funds be distributed among the Catawba Indians living in South Carolina: *Provided,* That the Secretary of State shall issue the commission to said Agent without charge: *Provided, further,* That the sum of two hundred dollars is hereby appropriated for school purposes for said Indians, to be expended through their Agent under bond as above specified: *Provided,* That Agent shall not receive exceeding eight per cent. for receiving and disbursing any funds which may come into his hands as provided above.

A. D. 1903. That the following sums, if so much be necessary, be, and the same are hereby, appropriated for miscellaneous expenses, as follows:

Water. (1) For the payment of water used in the public institutions of the State located in Columbia, two thousand dollars, to be paid on the warrant of the Comptroller General.

Claims. (2) To pay the claims passed by the General Assembly at its regular session for 1903, six thousand dollars, if so much be necessary, to be paid by the State Treasurer upon the warrant of the Comptroller General.

Public printing. (3) To pay for public printing of this fiscal year, twelve thousand dollars, including such sum or sums as have heretofore been authorized to be drawn from the State Treasury during the present session on account of public printing for 1903, if so much be necessary; and no amount in excess of said sum shall be drawn or expended, any existing law to the contrary notwithstanding; five hundred and twenty dollars, if so much be necessary, of this appropriation, shall be applied to the payment of and for binding the Acts, Journals and Reports and Resolutions of the General Assembly.

Governor's Mansion. (4) For repairs and improvements to the Governor's Mansion, seventeen hundred dollars, if so much be necessary, to be paid upon the warrant of the Comptroller General.

Lights. (5) For the lighting of the State House and grounds, the State Hospital for the Insane, the South Carolina College grounds, the Governor's Mansion and the State Penitentiary, five thousand dollars, if so much be necessary.

Fuel. (6) To pay for fuel for the purpose of heating the State House, twelve hundred dollars, if so much be necessary.

Pensions. (7) For the purpose of an Act entitled "An Act to provide for the relief of certain soldiers and sailors and widows of soldiers and sailors of the late war between the States," approved December 24, 1887, or Acts amendatory thereto, two hundred thousand dollars; six hundred dollars for clerical work; one hundred and twenty dollars for stationery and postage incident thereto, if so much be necessary; said appropriation to be paid at such time during the current fiscal year as may be designated by the State Board of Pensions: *Provided,* That the Pension Board shall, before paying out any amount hereby appropriated, revise the whole list of pensions, and only

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those to be found in actual need of support, whose names are now on the list or may hereafter be put thereon, shall receive pensions; and it shall be the duty of the Pension Board to permit applicants for pensions to show by competent evidence that they are in actual need of support, and that the property they possess does not provide such support either by reason of its condition or by their physical inability to make it do so: *Provided, further,* That the Governor, Comptroller General and Treasurer be, and they are hereby, authorized to borrow from time to time, such amounts as may be necessary to meet this appropriation: *Provided, further,* That the Comptroller General is authorized to issue his warrants to the Clerk of the Court of the several Counties for such amounts as may be determined as belonging to the pensions of such County, to be disbursed by him according to law: *Provided,* That all expenses incurred in the distribution of said fund shall be paid out of the appropriation for pensions: *Provided,* Two thousand dollars of said appropriation, if so much be necessary, be used in furnishing artificial limbs, or the equivalent in cash at their option, to those soldiers or sailors entitled thereto, who did not receive them under the Act approved 26th February, A. D. 1902.

Phosphate Inspector.

(8) For the salary of Phosphate Inspector, twelve hundred dollars; for the expenses of the Board of Phosphate Commissioners, three hundred dollars.

Committees.

(9) For the per diem and mileage of Committee on Penal and Charitable Institutions, C. E. Robinson, J. D. Carter and O. P. Goodwin, four hundred and seventy-seven dollars and fifty-five cents; for the per diem and mileage of J. G. Richards, Jr., A. H. Dean and J. M. Gaines, for examining the books of the State Treasurer, Comptroller General and Sinking Fund Commission, five hundred and twenty-seven dollars and forty cents.

Code Commissioner.

(10) For salary Code Commissioner, four hundred dollars.

Committees.

(11) For the per diem and mileage of the Committee in accordance with "An Act to provide for the examination into the expenditures of appropriations for State Educational Institutions, the condition of the same, and to report to the General Assembly," Wm. N. Graydon, P. L. Hardin and T. H. Rainsford, three hundred and sixty-two dollars and ten cents.

Sinking Fund Commission.

(12) That the sum of fifteen thousand dollars be, and the

A. D. 1908. same is hereby, appropriated to pay the "Sinking Fund Commission," as provided by an Act to provide for the completion of the State House," approved the 19th day of February, 1900.

Board of Equalization. (13) To pay the expenses of the State Board of Equalization, two thousand dollars.

S. C. Room Confederate Museum. (14) That the sum of one hundred dollars be, and the same is hereby, appropriated to the equipment and furnishing of the South Carolina Room in the Confederate Museum at Richmond, Va., to be paid to Miss Mary Singleton Hampton, Regent South Carolina Room Confederate Museum, Richmond, Va.

Agricultural Society. (15) That the sum of twenty-five hundred dollars is hereby appropriated as a loan to the Agricultural and Mechanical Society.

Clerks. (16) That the payment by the Treasurer of three hundred and seventy-eight dollars and ten cents for Clerks in the Engrossing Department and seventy-four and 75-100 dollars on Senate contingent fund account in 1902, is hereby validated.

Committee. (17) For the mileage and per diem of the members of the Legislative Examining Committee, composed of S. G. Mayfield, W. N. Graydon, J. T. Hay, T. W. Bacot, A. L. Gaston and G. W. Croft, and for the witnesses before the Committee and for the employees and expenses of the Committee, three hundred and forty-three dollars and ten cents is hereby appropriated.

Arithmometer. (18) For the purchase of an arithmometer for the use of the accountants in the various offices in the State House, three hundred and seventy-five dollars, if so much be necessary. Said arithmometer to be kept in the office of the State Treasurer.

Sewerage S. C. College. (19) For the purposes of sewerage at the South Carolina College, seven thousand five hundred dollars, if so much be necessary.

Rent. (20) For rent of office for the State Superintendent of Education, two hundred and seventy dollars.

Supervisors Registration. (21) For the salaries of the Supervisors of Registration, six thousand one hundred and fifty dollars, if so much be necessary.

State Library (22) Three hundred dollars for shelves in the State Library.

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(23) For the insurance for the Governor's Mansion, twenty-seven dollars, if so much be necessary. Insurance.

(24) For salary of Clerk employed for preserving historical records, seven hundred and fifty dollars, being at the rate of seventy-five dollars a month for ten months: *Provided,* That the Secretary of State shall, with the assistance of the said Clerk, collect and preserve all documents and papers bearing upon the claims of this State against the United States, and shall report to the next session of the General Assembly the status of the said claims and of the records bearing thereon; and shall furnish our Representatives in Congress all necessary information in reference thereto. Preserving historical records.

(25) For the salary of an Electrician, to be appointed by the Governor, and subject to removal by him, six hundred dollars: *Provided,* He shall do all repairing of wiring, fixtures, fuses, etc., for the Governor's Mansion, South Carolina College, Hospital for the Insane, Penitentiary, and any other State property in addition to the State House; and said amount shall be in full payment for any additional help employed by him, and for attendance upon the lighting of the State House during the sessions of the General Assembly. For lamps, shades, fixtures and supplies for lighting the State House and grounds, four hundred dollars, if so much be necessary. Electrician.

(1) That the sum of two hundred and eighty-five thousand dollars, if so much be necessary, be, and the same is hereby, appropriated to pay the interest on the valid debt of the State which shall mature first day of July, 1903, and first day of January, 1904; and for unpaid interest payable in prior years.

For the payment of past due interest likely to accrue on old stocks and bonds liable to be funded under the law of South Carolina, twenty thousand dollars, if so much be necessary.

Five hundred dollars to pay the necessary contingent expenses connected with the litigation in suits against companies charged with violation of the anti-trust laws of the State for the said purpose, to be expended by the Attorney General, who shall report an itemized statement of such expenses in his report on said cases. Litigation fund.

That the amount specified in the preceding Sections of this Act for salaries and clerical services shall be paid in monthly instalments, unless otherwise provided for, and shall Salaries paid monthly.

A. D. 1903. be paid upon warrants of the Comptroller General on the application of the various officers entitled to the same: *Provided,* That the accounts and vouchers upon which the applications are made shall be filed with the Comptroller General before issuing his warrants on the State Treasurer for the same, and that for the purchase of stamps the Comptroller General is hereby authorized to issue his warrants to such officers, as hereinafter provided.

Itemized accounts. SEC. 10. That the money hereinbefore set apart to be used as contingent funds and for other purposes for the various officers of the State government, shall be duly accounted for, and such officers shall make a detailed statement of the disposition made thereof to the General Assembly at the next regular session: *Provided,* That no officer authorized to make contracts or draw funds from the said appropriation shall expend or make contracts for expending more than has been specified for any purpose by this Act.

SEC. 11. That the Comptroller General shall not issue his warrant on the Treasurer in payment of any account, whether contingent, traveling expenses, stamps or other appropriations, unless an itemized account is rendered.

SEC. 12. That this Act shall take effect from and immediately after its approval.

SEC. 13. That the appropriation herein made shall be paid from the usual income of the State, and any unexpended balance in the hands of the Treasurer not otherwise appropriated.

SEC. 14. That all Acts or parts of Acts inconsistent with the provisions of this Act be, and the same are hereby, repealed.

Approved 20th day of February, A. D. 1903.

No. 92.

AN ACT TO MAKE APPROPRIATIONS FOR THE PAYMENT OF THE PER DIEM, MILEAGE AND STATIONERY CERTIFICATES OF THE MEMBERS OF THE GENERAL ASSEMBLY, THE SALARIES OF THE SUBORDINATE OFFICERS AND EMPLOYEES THEREOF, AND OTHER PURPOSES HEREIN NAMED.

Appropriation for legislative expenses. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the following sums, if so much

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be necessary, be, and the same are hereby, appropriated to meet the expenses of the General Assembly at its regular session beginning the thirteenth day of January, 1903, to the close of the session, and for other purposes named herein, as is more specially indicated in the several succeeding Sections of this Act; that is to say, that the following sums, if so much be necessary, be, and the same are hereby, appropriated to pay the expenses of the Senate from the thirteenth day of January, 1903, to the close of the session, as follows: For the per diem, at four dollars per day, mileage and stationery certificates of the members of the Senate, and the presiding officers thereof, at eight dollars per day, for the number of days, respectively, served by them, if so much be necessary, eight thousand dollars; for the pay of R. R. Hemphill, Clerk of the Senate, eight hundred dollars, and for the pay of R. M. McCowan, Assistant Clerk of the Senate, two hundred and fifty dollars; for the pay of Tillman Bunch, Journal Clerk of the Senate, one hundred and sixty dollars, and four dollars per day for the number of days he may be actually engaged in the work of the Senate after adjournment thereof, not to exceed twenty days, said number of days of such engagement to be certified by the Journal Clerk; for the pay of W. H. Stewart, Reading Clerk of the Senate, two hundred and fifty dollars; for the pay of J. F. Schumpert, Sergeant-at-Arms of the Senate, two hundred dollars; for the pay of H. D. Butler, Bill Clerk of the Senate, one hundred and sixty dollars; for the pay of F. E. Holman, Clerk of the Judiciary Committee of the Senate, one hundred and sixty dollars; for the pay of J. F. Lyon, Clerk of the Finance Committee of the Senate, one hundred and sixty dollars; for the pay of Christie Bennet, Jr., Clerk of the Committees on Education, Incorporations and Railroads, one hundred and sixty dollars; for the pay of J. R. Boulware, Jasper E. Watson and J. F. Gooding, Door-keepers for the Senate, one hundred and twenty dollars each; for the pay of G. D. Bellinger, Jr., and H. J. Fetner, Pages of the Senate, eighty dollars each; for the pay of E. B. Jenkins, Keeper of the President's Room, one hundred and twenty dollars; for the pay of N. O. Pyles, Mail Carrier for the Senate, one hundred and twenty dollars; for the pay of O. A. Darby, Chaplain of the Senate, fifty dollars; for the pay of Robert Adams, Porter, eighty dollars; for the pay of

Senate.

A. D. 1903. Jack Pressley and Albert Nance, Laborers, eighty dollars each; for the incidental and contingent fund of the Senate, thirteen hundred dollars, if so much be necessary, to be paid on certificate drawn by the President of the Senate and attested to by the Clerk on Accounts, audited by the Committee on Contingent Accounts, and passed by the Senate: *Provided,* No part of the contingent fund be used in giving extra pay to any of the employes of the Senate: *And Provided, further,* That an itemized statement thereof be filed with the Comptroller General and included in his report.

House of Representatives. That the following sums, if so much be necessary, be, and is hereby, appropriated to pay the expenses of the House of Representatives from the 13th day of January, 1903, to the close of the session, as follows: For the per diem, at four dollars per day, mileage and stationery certificates of the members of the House of Representatives, twenty-five thousand dollars; for the pay of Thomas C. Hamer, Clerk of the House of Representatives, eight hundred dollars; for the pay of J. W. Gibbes, Assistant Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. E. Cook, Journal Clerk of the House of Representatives, one hundred and sixty dollars, and four dollars per day for the number of days he is actually engaged in the work of the House of Representatives after the adjournment thereof, not to exceed twenty days; said number of days of such engagement to be certified by said Journal Clerk; for the pay of J. S. Withers, Reading Clerk of the House of Representatives, two hundred and fifty dollars; for the pay of W. B. Evans, Bill Clerk of the House of Representatives, one hundred and sixty dollars; for the pay of J. S. Wilson, Sergeant-at-Arms for the House of Representatives, two hundred dollars; for the pay of H. A. Moses, Clerk of the Ways and Means Committee, one hundred and sixty dollars; for the pay of C. H. Barron, Clerk of the Judiciary Committee, one hundred and sixty dollars; for the pay of W. R. McKenny, Peter Sanders and F. F. McCrary, Door-keepers of the House of Representatives, one hundred and twenty dollars each; for the pay of Strom Williams, Roy Smith, A. P. Nichols and Stephen Richards, Pages, eighty dollars each; for the pay of J. N. Pearman, Keeper of the Speaker's Room, one hundred and twenty dollars; for the pay of J. M. Sharp, Mail Carrier of the House

of Representatives, one hundred and twenty dollars; for the pay of Rev. R. N. Pratt, Chaplain, fifty dollars; for the pay of West Oliphant, Porter of the Judiciary Committee, eighty dollars; for the pay of Eli Goodwyn, Porter of the Committee on Ways and Means, eighty dollars; for the pay of the Laborers of the House, Robert Callwell, Peter Harrison, Lige Smith, Will Burton and Sam Berry, eighty dollars each; for the incidental and contingent fund of the House of Representatives, two thousand dollars, if so much be necessary, to be paid on certificates, drawn by the Speaker of the House of Representatives and attested by the Clerk, on account audited by the Committee on Contingent Accounts and passed by the House of Representatives: *Provided,* That no part of said contingent fund be used to give extra pay to any of the employees of the House of Representatives: *Provided, further,* That an itemized statement thereof be filed with the Comptroller General, and included in his report.

Engrossing department.

SEC. 4. That the sum of forty-eight hundred dollars, if so much be necessary, be, and the same is hereby, appropriated to pay the expenses of the Engrossing Department of the General Assembly from the 13th day of January, 1903, to the close of the session, as follows:

For the pay of the Solicitors in the Engrossing Department, office of the Attorney General, each, four dollars per day for each day while in actual attendance upon the session of the General Assembly.

For the pay of Irene Platt, Julia Mixon, Eloise Bethea, Mrs. E. C. Melton, Lucy Watson, C. W. Harley, C. C. Tracy, J. G. Gibbes, Leila Ray, M. B. Locke, Emily Harris, Mrs. Parker, Adelaide Thorn, Nettie Brunson, E. T. La Fitte, Gertrude Goza and W. W. Bradley, Helen Gantt, Susie Boone, B. L. Mays, Annie Lee Davis, Miss Pollock, Dean Seaborn, Lillie Fair, and Miss Fannie Beckham, Clerks in the Engrossing Department, office of the Attorney General, four dollars per day for the time while actually employed: *Provided,* That before they shall be paid, the Chief Clerk of the Engrossing Department shall certify that the number of days for which they are paid is correct, and that they were actually employed for that number of days in the Engrossing Department. That the Circuit Solicitors be allowed mileage at five cents per mile

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for each mile actually traveled. For James Briggman, Porter of the Engrossing Department, eighty dollars; for N. O. Piles, Mail Carrier of the Engrossing Department, eighty dollars; for the bill of the Bryan Printing Co., one hundred and nineteen and 26-100 dollars; and of the State Printing Co., six and 40-100 dollars for stationery for the Engrossing Department.

2. For Edward Depass, Flag Keeper, eighty dollars; for the pay of J. M. Raines, B. R. High and Isaiah Reed, two dollars per day for each day of the session they were actually engaged as special assistants to Keeper of the State House.

SEC. 5. That the sum of one hundred and seventy dollars, if so much be necessary, be appropriated to pay expenses of Dispensary investigation by Senate Committee at this session.

Pay certificates.

SEC. 6. That the President of the Senate and Speaker of the House of Representatives, respectively, shall furnish pay certificates for the amount of per diem and mileage due to each employee and officer of that branch of the General Assembly to which such officer and employee shall respectively belong, signed by the respective officers and properly attested by the Clerks of each branch of the General Assembly.

SEC. 7. That this Act shall take effect from and immediately after its date of approval, and all Acts or parts of Acts inconsistent with the provisions of this Act are, for the purposes of this Act, repealed.

Approved the 21st day of February, A. D. 1903.

No. 93.

AN ACT TO PROVIDE FOR A SPECIAL ELECTION IN HORRY COUNTY ON THE QUESTION OF THE STOCK LAW.

Election in Horry County as to stock law.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That there shall be a special election in Horry County on the second Tuesday in August, 1903, on the question as to whether the general stock law of the State shall apply to and prevail in that County.

County Commissioners to be Election Commissioners.

SEC. 2. That the County Board of Commissioners for said County shall be *ex officio* the Commissioners of and for the said special election, and as such shall appoint three managers

for each precinct, provide and distribute boxes and tickets, give notice by publication once a week for two weeks in the County papers of the time and purpose of the election, receive and tabulate the returns and declare the result, and to do and perform all things required of and devolving upon Commissioners of Election in general elections. A. D. 1903.

SEC. 3. The tickets shall be of ordinary size, and may have plainly printed or written thereon the words, "Shall Horry have the stock law?—Yes;" or "Shall Horry have the stock law?—No." But all *bona fide* tickets which can be understood by the managers shall be counted. Tickets.

SEC. 4. The Commissioners shall prescribe the time to open and to close the polls, and state the time in their published notice. Polls.

SEC. 5. The County Board of Registration shall place in the hands of the managers for each precinct the registration list of voters for each precinct, as in general elections, and the qualification for voters at this special election shall be the same as in general elections.

SEC. 6. That all details not herein provided for shall be carried out and observed as in general elections.

SEC. 7. That if a majority of the ballots cast be found to be in favor of the "Stock Law," it shall be declared by the said Commissioners, and as a result, all the provisions of Chapter XXXIII., Article I., of the Civil Code (Vol. 1, page 566, Code of Laws of 1902), shall apply to Horry County, to take effect on the day of , A. D. 190 , and Horry County shall not be exempted from the general provisions of the law commonly known as the General Stock Law, after the last named date, any Act or part of Act to the contrary notwithstanding; but if a majority of the ballots cast in said special election be found to be against and opposed to the stock law, it shall be so declared, and Horry County shall remain exempt and excepted from the provisions of the "Stock Law" until otherwise provided by law. Result of election.

Approved the 13th day of February, A. D. 1903.

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No. 94.

AN ACT TO EMPOWER THE SINKING FUND COMMISSION OF CHEROKEE COUNTY TO RETIRE AND REFUND BONDS OF SAID COUNTY, AND FIXING COMPENSATION OF SAID COMMISSIONS.

Certain bonds of Cherokee County to be retired.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Sinking Fund Commission of Cherokee County be, and it is hereby, authorized and empowered to purchase on the market any of the outstanding bonds of the said County, either past due or not, for the purpose of retirement or cancellation, or for the purpose of refunding the same at a lower rate of interest, if in the judgment of the said Commission it will be to the best interest of the said County.

Advertisement.

SEC. 2. That the said Commission, whenever it may desire to secure any or all of said bonds for any of the purposes before mentioned, shall advertise therefor at least for three full weeks and purchase them at the lowest bid: *Provided*, That the Commission may reject any and all bids: *Provided, further,* That the said Commission shall in no case pay more than one hundred and twenty ($120) dollars per hundred for any seven per cent. bonds.

SEC. 3. That the members of the said Sinking Fund Commission for said County shall receive annually for their services each twenty dollars, to be paid from the ordinary funds of said County on the warrant of the County Supervisor.

Approved the 20th day of February, 1903.

No. 95.

AN ACT TO DECLARE CERTAIN BONDS ISSUED BY THE CORPORATE AUTHORITIES OF PICKENS AND WISE TOWNSHIPS, IN EDGEFIELD COUNTY, TO BE VALID AND LEGAL OBLIGATIONS OF SAID TOWNSHIPS, RESPECTIVELY, AND TO PROVIDE FOR THE PAYMENT OF THE SAME.

Certain bonds of Pickens and Wise Townships, of Edgefield County, declared valid.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That certain bonds signed by J. M.

Bell, Jr., A. G. Williams and R. A. Cochran, County Board of Commissioners for Edgefield County, as the corporate authority of Wise Township, in said County, and countersigned and attested by J. R. Blocker, Clerk of said County Board of Commissioners, and dated the 1st day of July, 1902, the principal sums of which amount in the aggregate to the sum of $13,800, and which were issued for the purpose of refunding certain bonded indebtedness of said township, be, and the same are hereby, declared to be valid and legal debts of said township. Said bonds being respectively numbered as follows, to wit: Eight bonds numbered from one to eight inclusive, for $100.00 each; six bonds numbered from one to six inclusive, for $500.00 each; ten bonds numbered from one to ten inclusive, for $1,000.00 each, aggregating as aforesaid $13,800.00. A. D. 1908. Numbered.

SEC. 2. *Be it further enacted,* That certain bonds signed by J. M. Bell, Jr., A. G. Williams, and R. A. Cochran, County Board of Commissioners for Edgefield County, as the corporate authority of Pickens Township, in said County, and countersigned and attested by J. R. Blocker, Clerk of said County Board of Commissioners, and dated the 1st day of July, A. D. 1902, the principal sums of which amount in the aggregate to the sum of $16,100.00, and which were issued for the purpose of refunding certain bonded indebtedness of said township, be, and the same are hereby, declared to be valid and legal debts of said township, said bonds being respectively numbered as follows, to wit: Eleven bonds numbered from one to eleven inclusive, for $100.00 each; ten bonds numbered from one to ten inclusive, for $500.00 each; ten bonds numbered from one to ten inclusive, for $1,000.00 each; aggregating as aforesaid $16,100.00. Certain other bonds declared valid. Numbered.

SEC. 3. It shall be the duty of the County Auditor of Edgefield County, or other officer or officers upon whom the same or similar duties may be by law devolved, to annually assess against the property in said townships of Wise and Pickens such taxes as may be necessary to pay the interest coupons on the above mentioned and described bonds, according to their terms; and the County Treasurer of said County, or other officer or officers upon whom the same or similar duties may be by law devolved, shall collect the taxes so assessed and pay the Levy.

A. D. 1903. interest coupons on said bonds to the holders thereof as they become due and payable, according to their terms.

Approved the sixth day of February, A. D. 1903.

No. 96.

AN ACT TO PROVIDE FOR REFUNDING CERTAIN BONDS IN GREENVILLE COUNTY.

$5,000 of the bonds of the G. & S. R., and $20,500 of the A. C. A. L. Ry., to be refunded

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners for Greenville County are hereby authorized and empowered to refund five thousand dollars ($5,000) of the Greenville and Laurens Railroad bonds issued by said County, and being due and payable first of July, 1902, and a like amount being due first of January, 1903; also twenty thousand and five hundred dollars ($20,500) of Atlanta and Charleston Air Line Railroad bonds, being due and payable first of July, 1903.

New bonds.

SEC. 2. That said bonds being valid debts of Greenville County, said Commissioners are authorized to issue new bonds, in like amounts in such denomination as they may determine, for the purpose of discharging the said bonds: *Provided,* Said issue shall not exceed thirty thousand and five hundred dollars, nor be at a greater rate of interest than five per cent., and run for not more than thirty years from the date thereof.

Levy.

SEC. 3. A sufficient amount of tax shall be levied and collected each year as other County taxes are levied and collected to pay the interest thereon.

SEC. 4. That all Acts inconsistent with this Act are appealed.

Approved the 23d day of February, 1903.

No. 97.

AN ACT TO EXTEND THE JURISDICTION OF THE BOARD OF HEALTH OF FLORENCE, SO THAT THE SAME MAY INCLUDE ALL CEMETERIES LYING ADJACENT TO SUCH CITY.

Board of Health of Florence given power to regulate interment of bodies in certain cemeteries.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the jurisdiction of the Board of

Health of Florence be, and hereby is, extended so that the same may include the making of rules and regulations governing the interment of bodies in the cemeteries known as The Fraternal, Mt. Hope, Hebron and Potters' Fields, and all other cemeteries lying contiguous or adjacent to such city and without its limits. A. D. 1903.

SEC. 2. That such Board may provide punishments for any infractions of such rules and regulations, which shall first be submitted to the State Board of Health; upon their approval thereof the said rules and regulations shall have the force and effect of law, and may be enforced by the City Council of Florence as other ordinances of the said city are enforced. Punishments for infractions

Approved 20th day of February, A. D. 1903.

No. 98.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED AN ACT TO PROVIDE FOR COTTON WEIGHERS AT PICKENS, EASLEY AND LIBERTY, IN PICKENS COUNTY, AND SENECA, IN OCONEE COUNTY," APPROVED FEBRUARY 28TH, 1899, SO AS TO EXEMPT THE COTTON WEIGHERS AND PURCHASERS AT THE EASLEY AND PICKENS COTTON MILLS FROM THE OPERATION THEREOF, APPROVED THE 17TH DAY OF FEBRUARY, A. D. 1900, SO AS TO INCLUDE GLENWOOD AND LIBERTY MILLS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend an Act entitled an Act to provide for cotton weighers at Pickens, Easley and Liberty, in Pickens County, and Seneca, in Oconee County, approved February 28th, 1899, so as to exempt the cotton weighers and purchasers at the Easley and Pickens cotton mills from the operation thereof, approved the 17th day of February, A. D. 1900, be amended by adding to the end of Section 5a the following: "Nor to the purchasers or weighers of cotton for the Glenwood Mills in Easley and the Liberty Mills in Liberty;" so that said Section 5a as amended shall read as follows: Certain additional places excepted from provisions of Act as to cotton weighers.

"Section 5a. This Act shall not apply to purchasers or

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weighers of cotton for the Easley Cotton Mills, in the town of Easley, nor to purchasers or weighers of cotton for the Pickens Mills, in the town of Pickens, nor to the purchasers or weighers of cotton for the Glenwood Mills, in Easley, and the Liberty Mills, in Liberty."

Approved the 16th day of February, A. D. 1903.

No. 99.

AN ACT TO CREATE AN ADDITIONAL TOWNSHIP IN LEE COUNTY.

Township of Clio in Lee County created.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the township of Mt. Clio is hereby formed in Lee County, with the following boundaries,

Boundaries.

to wit: Beginning at Carter's Bridge, on Lynche's River, and following the public road leading therefrom to Stowey-Run Branch; thence down said branch to Black River; thence up said river to land line of J. H. Cooper and Harleck; thence a straight line to Corbett's Cross Roads; thence a straight line via the old Copeland Homestead to Scape O'er Creek; thence up said creek to Bethany Baptist Church Branch; thence a straight line to the old Reese Shaw Residence; thence a straight line to a point on Raccoon Road, where the land line of J. E. McCutchen and L. F. Montgomery crosses said road; thence a straight line via Thompson Green's residence to Lynche's River; thence down said river to the starting point.

SEC. 2. That said township is hereby assigned to Bishopville Magisterial District, and that its voting precinct shall be at Wisacky.

SEC. 3. That all Acts or parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved 20th day of February, A. D. 1903.

No. 100.

A. D. 1903.

AN ACT TO PROVIDE FOR THE TRANSFER OF CERTAIN RECORDS TO THE OFFICE OF PROBATE JUDGE OF LEE COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on after the approval of this Act by the Governor, any person interested in any record, papers, documents, settlement sheets and cases, now on file or recorded in the offices of the Probate Judges of Sumter, Kershaw and Darlington Counties, which are in reference to matters wholly within, or in reference to persons, parties or things now within, the territory of Lee County, shall be entitled to have copies of such records, cases, papers and documents transferred to the Probate Court and office of Lee County, on the following terms: By paying to the Probate Judge of the County from which the transfer is sought to be made, one-half the usual fees for copies and for certificates under seal.

Interested parties may have records transferred to Lee County.

Terms.

SEC. 2. It shall be the duty of the Probate Judge of the County from which the transfer is sought, to transmit to the Probate Judge of Lee County copies of all such papers, files and documents as are described in Section 1, and copies of such as are only recorded in books of his office, containing other records, and to furnish such copies and certificates, under seal, so as to make as complete a record of the matters in question, in the County of Lee, as possible, and to charge therefor the fees as are hereinbefore provided.

Duty of Judge of Probate of Lee County.

Approved the 6th day of February, A. D. 1903.

No. 101.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ESTABLISH LEE COUNTY," APPROVED 25TH DAY OF FEBRUARY, 1902.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 8 of an Act entitled "An Act to establish Lee County," approved February 25th, 1902, be amended by striking out Section 8 of said Act and substituting the following, to be known as Section 8:

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Salaries of County officers of Lee County.

That the County officers of Lee County shall receive the following salaries: Auditor, seven hundred and fifty dollars, five hundred dollars of which shall be paid by the State, and two hundred and fifty dollars by the County. The Treasurer shall receive the sum of eight hundred and fifty dollars, five hundred and sixty-six and two-thirds dollars to be paid by the State, and two hundred and eighty-three and one-third dollars to be paid by the County, and the fees for delinquent taxes, as provided for other Treasurers under the general salary law. The Clerk of Court shall receive the fees now allowed such office by law, and two hundred dollars, in lieu of all costs chargeable against the County in criminal cases. The County Commisisoners shall receive two dollars per day, and five cents per mile each way, going and returning from County seat, by nearest direct route, not exceeding thirty days annually. The Clerk of Board of County Commissioners shall receive one hundred dollars. The County Superintendent of Education, five hundred dollars per year. The Coroner shall receive one hundred and fifty dollars per year. The Sheriff shall receive a salary of fourteen hundred dollars per year and the fees for dieting prisoners, as provided under the general salary law. The County Supervisor shall receive a salary of six hundred dollars. The Judge of Probate shall receive the fees now allowed such office by law.

Approved the 21st day of February, A. D. 1903.

No. 102.

AN ACT TO PROVIDE FOR RE-INDEXING THE JUDGMENTS ENTERED UP IN THE OFFICE OF THE CLERK OF COURT FOR ANDERSON COUNTY.

Judgments of Anderson County to be re-indexed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners for Anderson County be, and are hereby, authorized and required to have the judgments entered up in the office of the Clerk of Court for Anderson County re-indexed: *Provided,* That cost of same shall not exceed the sum of seventy-five dollars.

Approved the 16th day of February, A. D. 1903.

No. 103.

A. D. 1903.

AN ACT TO PROVIDE FOR THE RE-INDEXING OF THE RECORDS OF BARNWELL COUNTY.

Barnwell County real estate records to be re-indexed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That immediately upon the passage of this Act the Clerk of the Court of Barnwell County shall proceed to have the real estate records re-indexed, and the same shall be done lexicographically and to the third letter.

New indexes.

SEC. 2. That in the new indexes above provided for shall be embraced references to real estate deeds of every nature and description, and in separate books real estate mortgages which appear upon said records to be unsatisfied or less than twenty-five years old, and all papers in the nature of real estate deeds and mortgages, now required by law to be recorded direct and cross respectively, and no others.

Expense and compensation.

SEC. 3. That for the purpose of this Act the sum of two hundred and fifty dollars, if so much be necessary, shall be paid out of the County Treasury for the purchase of the books required, and the sum of one thousand dollars to the Clerk, as compension for work; and a special tax of one-quarter of one mill shall be levied upon all the taxable property in said County to raise the funds required for said purpose.

Commission to supervise work.

SEC. 4. That said work shall be done under the direction of a Commission, consisting of George H. Bates, William McNab and Joseph A. Porter, who shall supervise the work in progress, and who shall, with the Clerk of the Court, sign all warrants upon the County Treasury for the payment of the expenses and compensations herein provided for, and shall pay for the work as it progresses, in quarterly payments, the first payment to be made when one-fourth of the work is completed, and the last when it is satisfactorily done. And said Commissioners shall receive the sum of fifty dollars each for their services, to be paid when the whole work is finished, in like manner as the other expenses herein provided for are paid.

SEC. 5. That nothing in this Act contained shall be held to invalidate any instrument already recorded and indexed in said County, and not brought forward and embraced in said new indexes.

Approved the 21st day of February, A. D. 1903.

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No. 104.

AN ACT TO PROVIDE FOR RE-INDEXING THE PUBLIC RECORDS IN THE OFFICE OF THE CLERK OF COURT FOR LAURENS COUNTY.

Records of Laurens County to be re-indexed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners for Laurens County be, and are hereby, authorized and required to employ one or more competent persons to re-index the public records in the office of the Clerk of Court for Laurens County, and the said Board is authorized to borrow whatever sum of money that is necessary for said purpose from the sinking fund of said County; and the officers having the charge and control of said sinking fund are authorized to lend to said County Board of Commissioners the necessary sum for said purpose at six per centum per annum.

Tax levy.

SEC. 2. That the taxing officers of Laurens County be, and are hereby, authorized and required to levy and collect each year one-fourth of one mill, which amount shall be applied to the payment of the sum so borrowed and the interest thereon until the full amount, with interest, due the said sinking fund for said purpose, has been paid in full.

Approved the 16th day of February, A. D. 1903.

No. 105.

AN ACT TO CHANGE AND DESIGNATE CERTAIN TOWNSHIPS IN SUMTER COUNTY AND TO PROVIDE FOR CHANGING THE REGISTRATION CERTIFICATE.

Swimming Pens Township divided.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the portion of Swimming Pens Township remaining in Sumter County, shall be divided by the road north of DeSchamps Mill, commonly known as the Bishopville Road, all lying East of said road shall become a part of Sumter Township, the balance shall become a part of Providence Township.

Spring Hill.

SEC. 2. That portion of Spring Hill Township left in Sumter County shall become a part and portion of Providence Township.

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Registration certificates.

SEC. 3. That the Supervisors of Registration shall change the certificates of the former voters of Spring Hill and Swimming Pens Township to comply with this Act.

Approved the 16th day of February, A. D. 1903.

No. 106.

AN ACT TO AUTHORIZE AND REQUIRE THE COUNTY COMMISSIONERS OF ANDERSON COUNTY TO RE-INDEX THE REAL ESTATE MORTGAGES RECORDED IN THE OFFICE OF CLERK OF COURT FOR SAID COUNTY.

Real estate mortgages in Anderson County to be indexed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Board of County Commissioners of Anderson County be, and are hereby, authorized and required to have the indexes to real estate mortgages in the office of the Clerk of Court of said County lexicographically transcribed and re-indexed in such cases in which it has not already been done: *Provided,* The cost of same shall not exceed the sum of fifty dollars.

Approved the 2d day of March, A. D. 1903.

No. 107.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT RELATING TO DRAINAGE, PUBLIC CANALS AND DITCHES IN CHARLESTON COUNTY," APPROVED FEBRUARY 20TH, 1901, SO AS TO AMEND SECTIONS 3-4, AND BY ADDING ANOTHER SECTION TO BE KNOWN AS SECTION 5, AND IN CHANGING THE NUMBERS OF SAID SECTION IN CONFORMITY THEREWITH.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Sections 3-4 of an Act entitled an Act relating to drainage, public canals and drainage in Charleston County, approved February 20th, 1901, be amended by striking out wherever they occur in said Sections the words, "as may be provided by law;" and the same be further amended by adding another Section, to be known as Section 5, and

A. D. 1903. changing said Sections now numbered 5, 6 and 7 to Sections 6, 7 and 8, respectively; so that said Sections, when so amended, shall read as follows:

All drains to be kept in good order. Section 3. That the Sanitary and Drainage Commissioners of said County be, and they are hereby, authorized to require all persons or corporations through whose lands drains or ditches have been dug by the owners thereof connected with said drainage canals, public drains or ditches, to keep the same open and in good order, and in harmony with the general system of drainage in such territory in said County, where said system may be established by the Commission.

Powers of Commission. Section 4. That the Sanitary and Drainage Commissioners of Charleston County be, and they are hereby, authorized and empowered to require all persons or corporations whose lands in their judgment are in an unsanitary condition and require drainage, to dig and open drains or ditches, or lay under drain and connect the same with the drainage canals, public drains or ditches of said County, and to keep the same open and in good order in such territory in said County in which the Commissioners may establish a system of drainage.

Failure to comply. Section 5. That upon the failure of the owners of lands to do as provided in Sections 3-4 of this Act, the said Sanitary and Drainage Commissioners of Charleston County be, and they are hereby, authorized after ten days notice of such default to the owner or owners thereof, or his, her or their agent, to have the necessary work done, and all expenses and charges paid or incurred by said Commissioners shall and may be recovered, with interest and cost of suit, in an action of debt to be brought by said Sanitary and Drainage Commissioners of Charleston County in the Court of Common Pleas for Charleston County against the owner or owners of such lands and grounds: *Provided,* That said expenses and charges do not exceed more than one-half the value of said lands or grounds.

Approved the 6th day of February, A. D. 1903.

No. 108.

A. D. 1903.

AN ACT TO ENABLE THE COUNTY BOARD OF COMMISSIONERS OF NEWBERRY COUNTY TO PUT SAID COUNTY ON A CASH BASIS.

Sinking Fund to lend Newberry County $10,000.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend the County Board of Commissioners of Newberry County, out of the funds in their hands, the sum of ten thousand dollars, to be used in placing said County on a cash basis. That said loan shall be for the space of five years, and shall bear interest at a rate not exceeding five per cent. per annum, payable annually. There is hereby levied a special annual tax of one-half of one mill on the dollar on all taxable property in the County of Newberry for the said period of five years, for the purpose of repaying said loan. The proceeds of said levy shall be paid each year on said loan, and interest until it is fully repaid; and any surplus remaining from said levy shall be turned into the County Treasury for ordinary County purposes.

Terms.

Special levy.

Note.

SEC. 2. That the Treasurer and Supervisor of said County of Newberry are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein provided for shall stand pledged for the payment of said note or notes.

SEC. 3. That immediately after the approval of this Act, the County Board of Commissioners of Newberry County shall procure said loan in the manner and on the terms provided in this Act; or if the loan cannot be procured from the Sinking Fund Commissioners, then and in that event the loan herein provided for may be procured from any other source for the same purpose and on the same terms.

SEC. 4. That this Act shall go into effect immediately upon its approval.

Approved the twenty-third day of February, A. D. 1903.

A. D. 1908.

No. 109.

AN ACT TO ENABLE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF OCONEE COUNTY TO PAY THE PAST INDEBTEDNESS OF SAID COUNTY, AND TO AUTHORIZE THE SAID COUNTY BOARD OF COMMISSIONERS TO PLEDGE THE SPECIAL TAX LEVY HEREIN PROVIDED FOR TO SECURE THE SAME.

Loan by Sinking Fund to Oconee County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Oconee County out of the funds in their hands an amount not exceeding the sum of eighteen thousand eight hundred and fifty dollars, to be used to pay the past indebtedness of said County.

Terms.

SEC. 2. That said loan shall be for the space of eight years, and shall bear interest at a rate not exceeding five per cent. per annum, payable annually; and there is hereby levied a special tax of one mill on the dollar on all taxable property in the County of Oconee for the said period of eight years, or until said loan is paid, for the purpose of repaying said loan. That the proceeds of said levy of one mill shall be paid each year on said loan until the eighth year, in which year the balance remaining due on said loan shall be paid, and the balance of said special levy, if any remains, shall be turned into the County Treasury for ordinary County purposes.

Special tax levy.

Notes.

SEC. 3. That the Treasurer and Supervisor of said County of Oconee are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax of one mill herein provided for shall be pledged by the County Board of Commissioners to secure the payment of said note or notes.

Amount.

SEC. 4. That immediately after the approval of this Act, the County Board of Commissioners of Oconee County shall proceed to procure said sum of not exceeding eighteen thousand eight hundred and fifty dollars from the Commissioners of the Sinking Fund in the manner provided in this Act, and that said sum so lent shall be receipted for by the County Treasurer of Oconee County, and the balance of said money shall be held

by the County Treasurer for the purpose of paying current expenses of said County during the year 1903, and his official bond shall be liable therefor, as in case of other funds in his hands. A. D. 1903.

SEC. 5. This Act shall go into effect immediately upon its approval.

SEC. 6. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the 21st day of February, A. D. 1903.

No. 110.

AN ACT TO ALLOW THE SUPERVISOR AND COUNTY COMMISSIONERS OF COLLETON COUNTY TO APPLY SURPLUS FUNDS TO ORDINARY CURRENT COUNTY EXPENSES.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Supervisor and County Commissioners of the County of Colleton be, and they are hereby, authorized to apply to the payment of current expenses for the year 1903, any funds remaining in the hands of the Treasurer of said County from the levy for ordinary County purposes for the year 1902, after the payment of whatever sum is due the sinking fund of said County. Colleton County surplus funds to pay ordinary expenses.

Approved the 21st day of February, A. D. 1903.

No. 111.

AN ACT TO AUTHORIZE THE REGENTS OF THE STATE HOSPITAL FOR THE INSANE TO CLOSE UP A PART OF THE EXTENSION OF GREGG STREET AND A PART OF THE EXTENSION OF ELMWOOD AVENUE, IN THE CITY OF COLUMBIA, AND TO EXTEND LUMBER STREET.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Regents of the State Hospital for the Insane are authorized to close up and use so much of the extension of Gregg street to Elmwood avenue, and the Hospital for Insane to close certain street.

A. D. 1903. extension of Elmwood avenue to Laurens street, in the city of Columbia, as adjoins the Seegers property, so as to better secure the privacy of the Institution: *Provided,* That before the closing up of said parts of streets, the Regents of the State Hospital for the Insane shall open up and extend Lumber street for its full width, for the use of the public, in an easterly direction to Hardin street.

Approved the 20th day of February, A. D. 1903.

No. 112.

AN ACT RELATING TO THE STATE AND COUNTY TAXES DUE BY THE BLUE RIDGE RAILROAD COMPANY FOR THE FISCAL YEARS COMMENCING NOVEMBER 1ST, 1872, TO AND INCLUDING THE YEAR COMMENCING NOVEMBER 1ST, 1881.

Taxes due by Blue Ridge Railroad Company.

Whereas, upon the written request of the attorneys representing the Counties interested in the tax claim, and because the Commission deemed it for the best interest of the State to take such action, the Commissioners of the Sinking Fund received from B. L. Abney, representing the owners of the Blue Ridge Railroad Company, five thousand seven hundred and fifty-four dollars and six cents ($5,754.06), and on the 24th day of September, 1902, by resolution of the Commission caused a receipt to be issued to said B. L. Abney, representing the owners of said railroad company, declaring that said money be "received in settlement of the old tax claim against the Blue Ridge Railroad Company on account of taxes accruing thereon from years commencing November 1st, 1872, to and including years commencing November 1st, 1881, as fully described in detailed settlement" (a copy of which is on pages 202 to 209 of the minutes of the Commission), "subject to the approval of the General Assembly of the State of South Carolina, and if not approved by the General Assembly, said money to be refunded by the Sinking Fund Commission."

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That said settlement of said tax claim against the Blue Ridge Railroad for said years made by the Commissioners of the Sinking Fund be and approved.

A. D. 1903.

SEC. 2. That said Commission shall apply said money as provided by law after first paying therefrom the attorneys' fees and other expenses incident to the collection of same on approval of the Attorney General.

Approved the 21st day of February, A. D. 1903.

No. 113.

AN ACT TO AUTHORIZE AND PROVIDE FOR THE ERECTION OF A NEW COURT HOUSE FOR THE COUNTY OF DARLINGTON, AND FOR RE-INDEXING AND OTHERWISE PERFECTING THE PUBLIC RECORDS OF SAID COUNTY.

New Court House to be erected in Darlington County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners of the County of Darlington, or their successors, be, and they are hereby, authorized and empowered to cause to be erected in the town of Darlington, the County seat of the County of Darlington, a new Court House, with fire-proof vaults for the keeping of records of said County, in which, when completed, the Court of said County shall be held, and the public officers, and all records pertaining thereto, shall be kept, as provided by law.

May issue bonds.

SEC. 2. That for the purpose of raising funds for the erection of said Court House, and other purposes herein provided, the County Board of Commissioners of said County, or their successors in office, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said County of Darlington, in an amount sufficient, with the funds hereinafter authorized to be raised, to meet the expenses of erecting said Court House: *Provided,* That such issue of bonds shall not exceed the sum of $35,000.00, said bonds to be known as Court House Bonds, to bear interest at a rate not exceeding six per cent. per annum, said interest to be payable semi-annually, on the first days of every January and July succeeding the issuance thereof, until the same shall fall due, the principal of said bonds to be payable not more than thirty years from the date thereof; said bonds shall be non-taxable for all purposes whatsoever, and the coupons shall be receivable for all County taxes.

Terms.

A. D. 1908.

SEC. 3. That the said bonds or the proceeds of sale thereof shall be used by said County Board of Commissioners, exclusively, in erecting the said Court House, and for furnishing the same, and for re-indexing and otherwise perfecting the records as hereinafter provided.

Special levy.

SEC. 4. That for the purpose of paying the interest on the bonds herein authorized to be issued, the County Board of Commissioners of said County, and their successors in office, shall each year levy a sufficient tax upon all taxable property of said County, to be known as the Court House tax, and to be collected and disbursed according to the laws now of force, or as hereafter amended, as to the collection of other taxes of said County.

May sell lot.

SEC. 5. That said County Board of Commissioners, or their successors, be, and they are hereby, further authorized, in order to raise funds for the erection of said Court House, to sell, either at public or private sale, and on such terms as may seem to them proper, the parcel or lot of land fronting on the public square, in the town of Darlington, and belonging to said County, and to make in the name of said County good and sufficient conveyances therefor; that all the proceeds of such sale be, and they are hereby, appropriated toward the cost of said new Court House, and that said County Board of Commissioners may use any or all the materials of the present Court House in erecting the new Court House, or may sell or dispose of the said materials as to them may seem best, using the proceeds in erecting the said new Court House.

May levy tax in lieu of bonds.

SEC. 6. That the said County Board of Commissioners, or their successors, be, and they are hereby, given the right, if in their judgment it is best, instead of issuing bonds to build said Court House, to levy upon all taxable property of said County a tax, or several annual taxes, such as shall be sufficient to pay off in one or more instalments, not exceeding ten, the whole costs of the erection of said Court House; and in case said plan shall be adopted, then and in that event the said County Board of Commissioners, or their successors, be, and they are hereby, authorized to borrow sufficient funds for the erection of the same, to be repaid by said tax so raised.

May make contracts.

SEC. 7. That the said County Board of Commissioners of said County, and their successors, be, and they are hereby,

authorized, in the name of the said County, to make all such contracts as are necessary or proper to be made to execute the powers hereinbefore given them. A. D. 1903.

SEC. 8. That the said County Board of Commissioners, or their successors, be, and they are hereby, authorized and required to rent suitable rooms or offices, in the said town of Darlington, in which shall be kept the public offices and records of said County during the time in which said new Court House is being built; and it shall be the duty of the officers occupying a room or rooms in the old Court House, upon notice from the County Board of Commissioners, to transfer the records from their respective offices to the room or place designated and provided by said County Board of Commissioners. Temporary offices.

SEC. 9. That the said County Board of Commissioners of Darlington County, or their successors in office, be, and they are hereby, authorized and empowered to rent some suitable hall or building in the town of Darlington, in said County, in which the Court of General Sessions and Common Pleas for said County may be held during the time that the new Court House provided for in this Act is being constructed. Temporary Court House.

SEC. 10. That the said County Board of Commisisoners is further authorized and empowered to have re-indexed, according to late and improved methods, all the public records in the offices of the Clerk of the Court and the Judge of Probate for said County. Public records to be re-indexed.

SEC. 11. That this Act shall become effective upon its approval by the Governor.

Approved the 21st day of February, A. D. 1903.

No. 114.

AN ACT TO PROVIDE FOR THE ERECTION OF A NEW JAIL FOR BERKELEY COUNTY.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Supervisor and County Commissioners of Berkeley County are hereby authorized to erect a new jail for the County of Berkeley, the total cost of which shall not exceed the sum of four thousand dollars. New jail authorized for Berkeley County.

A. D. 1903.

Plans.

SEC. 2. That said Supervisor and Commissioners shall first have prepared by a competent architect suitable plans and specifications for building said jail, and a detailed estimate of the cost of the work and material. They shall then advertise in the Berkeley papers and also in the *News and Courier*, once a week, for four weeks, for sealed bids, to do the whole or any portion of said work. When the time has expired they shall open all bids, and award the work, or different portions thereof, to the lowest responsible bidder: *Provided*, That the Supervisor and Commissioners shall have the power to reject any or all bids made on said contract, if, in their judgment, they are exorbitant, or if they are not satisfied of the ability of the bidder to perform the work: *Provided, further*, That the work shall not be awarded to any bidder until he or they shall have filed a bond satisfactory to the Board, in double the amount of the bid, conditioned to complete the work awarded pursuant to the plans and specifications, and within such time as may be fixed by said Board.

Payment.

SEC. 3. That for the payment of the building of such jail, the Supervisor and Commissioners of the said County are authorized to use the sum of four thousand dollars out of any surplus that may be on hand and the deficiency, if any, to be made up from any funds of the County that may be available.

May use chaingang.

SEC. 4. That the said Supervisor and County Board of Commissioners are hereby authorized to use the County chaingang in making brick and in doing other work about the erection of said jail until the same is completed, if said gang can be so used advantageously to the County, or the said chaingang may be hired to the contractor upon such terms as may be deemed advantageous by the Supervisor and Commissioners.

SEC. 5. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the sixteenth day of February, A. D. 1903.

No. 115.

A. D. 1903.

AN ACT TO PROVIDE FOR BUILDING A JAIL FOR CLARENDON COUNTY, TO AUTHORIZE THE BORROWING OF MONEY THEREFOR, AND TO PROVIDE FOR THE REPAYMENT THEREOF.

New jail for Clarendon County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners for Clarendon County be, and they are hereby, authorized and empowered to build a new jail at Manning, to cost not more than six thousand dollars.

Contract.

SEC. 2. For said purpose the said Board of Commissioners shall let the contract for building said jail, after three weeks advertisements in some newspaper published within this State, to lowest responsible bidder (with right to reject any and all bids), requiring said bidder to enter into bond for the faithful compliance with the terms of such bid.

Old jail.

SEC. 3. That said Board shall dispose of the old jail building in the very best way and to the best interest of said County.

May borrow of Sinking Fund.

SEC. 4. That the said Board are empowered for said purpose to borrow from the Commissioners of the Sinking Fund five thousand dollars, payable in four equal annual instalments, with interest at five per cent. per annum until paid, and to repay the same are authorized and required to levy one-half of one mill annually on all the taxable property of said County, and in addition to the amount arising from said levy, the sum of one thousand dollars of said County's share of the annual profits from the County Dispensary, and until said indebtedness has been fully paid, the annual levy of taxes in said County for ordinary purposes, together with such profits, are hereby pledged to secure the same.

Approved the second day of March, A. D. 1903.

No. 116.

AN ACT TO CONFIRM THE TITLE TO CERTAIN LAND MADE BY THE COUNTY BOARD OF COMMISSIONERS OF SALUDA COUNTY.

Title to certain lands in Saluda County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the sale of and title to the tract

A. D. 1903. of land made by the Supervisor and County Commissioners of Saluda County to J. A. H. Ethredge and George C. Wheeler, deed dated first day of April, 1902, recorded in Book 5 of Deeds, page 268, be, and the same is, ratified and confirmed.

Approved the twenty-third day of February, A. D. 1903.

No. 117.

AN ACT TO AUTHORIZE AND REQUIRE COUNTY COMMISSIONERS OF ORANGEBURG, PICKENS AND YORK COUNTIES TO REFUND CERTAIN COMMUTATION ROAD TAX.

Those paying $2 road tax at certain times may have $1 refunded.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Commissioners of Orangeburg, Pickens and York be, and they are hereby, authorized and required to refund one dollar of commutation road tax to such persons as paid two dollars commutation road tax between the 15th day of October, 1901, and the 31st day of March, 1902, such claim to be filed and approved as other claims against the County.

Approved the second day of March, A. D. 1903.

No. 118.

AN ACT DISPOSING OF SURPLUS FUNDS IN THE HANDS OF THE COMMISSION OF THE HOUSE OF THE POOR, OF HAMPTON COUNTY.

Certain surplus funds in Hampton County to be disposed of.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the surplus funds in the hands of the Commission of the House of the Poor, of Hampton County, the same being a balance left after the purchase of land and erection of buildings thereon, as a home for the poor, be disposed of as follows: One hundred dollars shall be applied to the payment of the said Commission for their services, and the said Commission be, and is, authorized to pay themselves out of said surplus funds, one hundred dollars; and the said Commission be, and is, authorized and required to pay any

surplus or balance in their hands of said funds over to the County Treasurer of Hampton County, to be used by the County Board of Commissioners of Hampton County, to defray ordinary County expenses. A. D. 1903.

SEC. 2. That the said Commission do forthwith make a report to the County Board of Commissioners for Hampton County of their acts and doings in reference to the purposes for which said Commission was created. Report.

Approved the thirteenth day of February, A. D. 1903.

No. 119.

AN ACT TO AUTHORIZE THE TOWN COUNCIL OF BAMBERG TO MAKE EXPENDITURES ON THE PUBLIC HIGHWAYS.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Town Council of Bamberg is hereby authorized to expend upon the public highways of the County of Bamberg, annually, such sum or sums of money as the said Town Council may appropriate for that purpose: *Provided,* That during the year 1903, the amount so expended shall not exceed two thousand dollars ($2,000.00): *Provided, further,* That after the year 1903, no money shall be expended under the provisions of this Act except upon an election ordered by the Council of said town and a majority of the freeholders voting for such appropriation. Town of Bamberg may appropriate money for highways.

SEC. 2. That such expenditures shall be made by a Commission of three citizens of said town, to be nominated by the said Town Council, and appointed by the Governor upon receipt of such certificate of nomination, whose term of office shall be for a period of two years, and until their successors shall qualify. Commission to make expenditures.

SEC. 3. That said Commissioners shall have the authority to name the roads on which the expenditures of the said funds shall be made, and make a full report in duplicate of their expenditures, duly certified to, and file one copy with the Treasurer of the town of Bamberg and the other copy in the office of the Clerk of the Court for Bamberg County, which shall be a public document. Authority of Commission.

A. D. 1903.

Supervisor to control work.

SEC. 4. That the Supervisor of Bamberg County shall direct and control the work so done on the several highways selected by the Commissioners as aforesaid, and shall be responsible therefor under his official bond.

Vouchers.

SEC. 5. That the receipt of the said Commissioners, or a majority thereof, shall be a proper voucher for the said Treasurer of the town of Bamberg for all monies so expended in the work aforesaid.

Approved the second day of March, A. D. 1903.

No. 120.

AN ACT TO ENABLE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF ABBEVILLE COUNTY TO PAY THE PAST INDEBTEDNESS OF SAID COUNTY AND TO AUTHORIZE THE SAID COUNTY BOARD OF COMMISSIONERS TO PLEDGE THE SPECIAL TAX LEVY HEREIN PROVIDED FOR TO SECURE THE SAME.

Sinking Fund to lend Abbeville County a certain sum.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Abbeville County, out of the funds in their hands, the sum of twenty-four thousand dollars, to be used to pay the past indebtedness of said County.

Terms; tax levy.

SEC. 2. That said loan shall be for the space of seven years, and shall bear interest at a rate not exceeding five per cent. payable per annum. And there is hereby levied a special tax of one mill on the dollar on all taxable property in the County of Abbeville, for the said period of seven years, or until said loan is paid, for the purpose of repaying said loan. That the proceeds of said levy of one mill shall be paid each year on said loan, until the seventh year, in which year the balance remaining due on said loan shall be paid, and the balance of said special levy, if any remains, shall be turned into the County Treasury for ordinary County purposes.

Notes.

SEC. 3. That the Treasurer and Supervisor of said County

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of Abbeville are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax of one mill herein provided for shall be pledged by the County Board of Commissioners to secure the payment of said note or notes.

SEC. 4. That immediately after the approval of this Act, the County Board of Commissioners of Abbeville County shall proceed to procure said sum of twenty-four thousand dollars from the Commissioners of the Sinking Fund, in the manner provided in this Act, and that said sum so lent shall be receipted for by the County Treasurer of Abbeville County, and the balance of said money shall be held by the County Treasurer for the purpose of paying current expenses of said County during the year 1903, and his official bond shall be liable therefor, as in case of other funds in his hands.

SEC. 5. This Act shall go into effect immediately upon its approval.

SEC. 6. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the thirteenth day of February, A. D. 1903.

No. 121.

AN ACT TO AMEND SECTION 4 OF AN ACT ENTITLED "AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF SCHOOL DISTRICT NO. 60 IN THE COUNTY OF AIKEN AND THE TOWN OF WAGENER TO ERECT A SCHOOL HOUSE ON A LOT OWNED BY SAID DISTRICT, AND TO EMPOWER SAID DISTRICT TO CONVEY AN INTEREST IN SAID SCHOOL HOUSE AND LOT TO SAID TOWN AND TO EMPLOY JOINTLY THE TEACHER FOR SAID SCHOOL, AND TO CHANGE THE NAME OF ASID DISTRICT," APPROVED 15TH FEBRUARY, 1901, SO AS TO REQUIRE THE TOWN'S PART OF DISPENSARY PROFITS TO GO TO THE SCHOOL FUND AND TO PROVIDE CONTINGENT FEES.

Act authorizing School District No. 60, at Wagner, Aiken County, to erect school building, amended, by authorizing certain fees to be charged.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 4 of an Act entitled "An Act to authorize and empower the Trustees of School Dis-

A. D. 1903.

trict No. 60 in the County of Aiken and the town of Wagener to erect a school house on a lot owned by said district, and to empower said district to convey an interest in said school house and lot to said town and to employ jointly the teacher for said school, and to change the name of said district," approved the 15th day of February, A. D. 1901, be amended by striking out the word "empowered," and by inserting in lieu thereof the word "required;" and by striking out the words "such part," and by inserting in lieu thereof the word "all;" and by striking out the words "as they may deem expedient," and by adding at the end of said Section the following: "and the said Trustees may charge a contingent fee not to exceed one dollar and fifty cents of each pupil, as an entrance fee, to be applied to the contingent expenses of the schools: *Provided,* That no pupil shall be debarred from said schools for not paying the contingent fee whose parent or guardian is found to be unable to pay the same;" so that said Section as amended shall read as follows:

Section 4. The town of Wagener is hereby authorized and required to turn over to the Trustees of said school district, to be used for school purposes, all of the profits received by such town from the Dispensary profits. That the Trustees shall be allowed to charge a tuition fee of twenty-five cents per month for each scholar: *Provided,* That no child whose parents are unable to pay said tuition fee shall be required to pay the same.

Approved the twenty-third day of February, A. D. 1903.

No. 122.

AN ACT TO AUTHORIZE THE TRUSTEES OF GANTT SCHOOL DISTRICT, OF ANDERSON COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF ERECTING A SCHOOL BUILDING AND EQUIPPING SAME.

Gantt School District of Anderson County authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of Gantt School District, of Anderson County, are hereby authorized and empowered to issue and sell coupon bonds of said school district

in an amount not exceeding eight thousand dollars ($8,000.00), as they may deem necessary, for the purpose of erecting and equipping a school building at Honea Path, in said district, as said Trustees shall deem advisable: *Provided,* That the question of issuing the bonds authorized in this Section shall first be submitted to the qualified voters of said school district, at an election to be held to determine whether said bonds shall be issued or not, as hereinafter provided. A. D. 1908.

Election to decide on issue.

SEC. 2. That for the purpose of determining the issue of bonds authorized in Section one (1) of this Act, the said Trustees shall order an election to be held at Honea Path, in the said school district, on the question of whether the said bonds shall be issued or not, in which election only the qualified voters, residing in said district, shall be allowed to vote; and said Trustees shall give notice of said election for three weeks in the Honea Path Chronicle, a newspaper published in the town of Honea Path; shall designate the time and place, and appoint the managers of such election, and receive the returns of the managers and declare the result.

Ballots.

SEC. 3. The said Trustees shall have printed for the use of the voters in said election two sets of ballots, which shall be placed, an equal number of each, at the polling place, on one set of which shall be printed the words, "For the issuing of bonds," and on the other of which shall be printed the words, "Against the issuing of bonds." If a majority of the votes cast at said election shall be for the issuing of the coupon bonds provided for in Section one (1) hereof, the said Trustees may issue said bonds, or such amount, not exceeding eight thousand dollars ($8,000.00), as they may deem requisite for the purposes set forth in Section one (1) of this Act, payable to bearer, to run for a period not exceeding thirty years from date of issue, bearing interest not exceeding five (5) per centum per annum, payable annually. Any bonds executed and not used shall be cancelled.

Special levy.

SEC. 4. That it shall be the duty of the County officers of Anderson County charged with the assessment and collection of taxes, by direction of the Trustees of said Gantt School District, to levy such a tax annually upon all property, real and personal, within the limits of said district, and collect the same, as taxes for State, County and school purposes are now levied

A. D. 1903. and collected, as will raise a sum sufficient to pay the interest on all bonds issued under and in pursuance of this Act. The fund so collected to be applied, by the said Trustees and the Treasurer of Anderson County, solely to the payment of interest on said bonds: *Provided,* That any annual surplus or balance may be used as hereinafter provided. Said bonds shall be non-taxable, and the coupons thereof shall be receivable for taxes upon property within said school district.

Bonds; how issued. SEC. 5. That all bonds issued under and in pursuance of this Act shall be signed by the Trustees of said school district: *Provided,* That the signatures of said Trustees may be lithographed or engraved upon the coupons attached to said bonds, and such lithographed or engraved signatures shall be a sufficient signing thereof.

Surplus. SEC. 6. That any balance or surplus arising from the tax collected from property in said school district, remaining of the funds arising from the said annual tax levied and collected for payment of interest on the bonds issued in pursuance of this Act, after payment of the year's interest for which the tax was levied, shall be applicable and subject to be drawn by warrant of the Trustees of said district for the school purposes of said district, with the approval of the County Superintendent of Education of Anderson County.

Approved the twentieth day of February, A. D. 1903.

No. 123.

AN ACT TO AUTHORIZE AND EMPOWER BAMBERG SCHOOL DISTRICT NO. 14, OF BAMBERG COUNTY, IN THE STATE OF SOUTH CAROLINA, TO ISSUE BONDS FOR THE PURCHASE OF A LOT AND THE ERECTION AND EQUIPMENT OF A GRADED SCHOOL BUILDING THEREON, TO PROVIDE FOR A BUILDING COMMITTEE AND TO PROVIDE THE MEANS FOR THE PAYMENT OF SAID BONDS AND THE INTEREST THEREON.

Bamberg School District No. 14 to vote on bond issue. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Board of Trustees of Bamberg School District No. 14, of Bamberg County, upon a petition of a majority of the freeholders of said school district,

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shall order an election at which the qualified electors within such district shall vote on the question of whether or not the said school district shall be bonded for ten thousand dollars for the purpose of purchasing a lot and erecting, equipping and furnishing thereon a school house or houses, and maintaining a school therein.

Election, where and how held.

SEC. 2. That upon the filing of such petition the Trustees shall make an order for the holding of such election, fixing the time and place of the same, and appointing the managers thereof, and making all the provisions for the carrying out of the same. That as such special election only the qualified voters residing in such school district shall vote; and said Trustees shall publish notice of the time and place of the holding of the same for at least fifteen days in one or more newspapers published in said school district, and said Trustees shall have printed, for the use of the voters in said election, an equal number of ballots, on one set of which shall be printed the words, "For the issuing of bonds," and on the other set the words, "Against the issuing of bonds;" and a sufficient number of said ballots shall be placed at the voting place on the day of election. That the said managers shall conduct the said election, and, at the close thereof, shall canvass the vote and make a return of the result thereof in writing to the Board of School Trustees aforesaid; and if a majority of ballots cast at such election are for the issuing of bonds, then the said Board of Trustees shall issue the said bonds, as hereinafter provided.

Bond issue authorized.

SEC. 3. That the said school district be, and hereby is, authorized and empowered to issue coupon bonds in the sum of ten thousand dollars of the denomination of five hundred dollars each, bearing interest at six per centum per annum from date of issue, and running for a series of twenty years, one bond and the annual interest on the whole issue outstanding to be paid each year until the whole amount of principal and interest shall be paid in full; said bonds and interest coupons to be signed by the Chairman of the Board of Trustees of said school district and countersigned by the Clerk of said Board: *Provided,* That the signatures of said officers may be lithographed upon the bonds and coupons of said bonds, and such

A. D. 1908. lithographing shall be sufficient signing of said bonds and coupons of said bonds.

Sale of bonds. SEC. 4. That said bonds shall be sold by said Board either at public or private sale, as in the judgment of said Board may be best, and the proceeds thereof shall be used for the purposes aforesaid by a committee of five for that purpose, to be elected by a mass meeting of the citizens of said school district, to be known as the Building Committee, which meeting shall be called by the Board of Trustees of said school district after two weeks notice in the newspapers of the County of Bamberg, stating the time, place and object of such meeting.

Proceeds. SEC. 5. That the proceeds of said bonds shall be paid over to the County Treasurer of said County, and shall be kept separate by him, subject to the order of said Building Committee, and shall be paid out upon the order of a majority of said Committee.

Special levy. SEC. 6. That for the purpose of paying said bonds and the interest thereon, an annual tax of three mills on the dollar shall be levied upon the taxable property of the taxpayers of said school district, to be placed upon the tax duplicate of the County by the County Auditor and collected by the County Treasurer as other taxes are collected, and at the same time, and shall be kept separate by him and paid out upon the orders of the School Trustees of said school district, who are hereby required to issue their warrants in favor of the holders of said bonds and coupons when due, approved by the County Auditor as School Superintendent, and the payment of said tax shall be enforced in the same manner as the payment of other taxes; which annual tax shall continue until the General Assembly shall otherwise provide. And in case of the neglect or failure of the County Auditor or any other official to perform the duties herein required to be performed by him or either of them, the holder or holders of any of the said bonds may enforce them by mandamus either in the Circuit or Supreme Court of the State.

Balance. SEC. 7. That any balance of the proceeds of said bonds, which may remain after the erection and equipment of said building, and of said tax, remaining after the payment of the annual interest and coupons of said bonds, shall be placed to the credit of said school district, and may be used by the Trus-

tees thereof for the payment of the teachers of said school district, or for ordinary school purposes therein. A. D. 1903.

SEC. 8. That this Act shall take effect immediately upon its approval.

Approved the twenty-third day of February, A. D. 1903.

No. 124.

AN ACT TO AUTHORIZE THE BISHOPVILLE GRADED SCHOOL DISTRICT NO. 1 TO ISSUE BONDS FOR THE PURPOSE OF ERECTING A BUILDING FOR THE PUBLIC SCHOOLS, AND TO PROVIDE FOR THE PAYMENT THEREOF.

Bishopville School District authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Bishopville Graded School District No. 1, in Lee County, is hereby authorized, empowered and required to issue coupon bonds to the amount of seven thousand dollars, if so much be necessary, in such denominations as may be determined by the Trustees of said school district, for the purpose of erecting, furnishing and equipping a public building therein, to be located in the town of Bishopville, in the said school district: *Provided,* That a majority of the qualified electors of the said school district voting shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose.

Election on issue.

SEC. 2. That the Trustees of said school district are hereby required to order such election, and to give ten days previous notice, such notice to be posted in three public places in said school district, and also to be published in one or more of the newspapers published in the said County of Lee, of the time and place of such election, appoint the managers, prescribe the form of ballot, receive the returns, and declare the result.

School District made a body corporate.

SEC. 3. That the said school district is hereby declared a body corporate for the purpose of executing and issuing said bonds, and other powers herein given, in case their issue be authorized by said election. The said bonds shall be payable twenty years from the date of issue, with interest payable annually at a rate not to exceed seven per centum per annum. The said bonds shall be signed by the Chairman of the Board

A. D. 1903. of Trustees of said school district, and countersigned by its Secretary, and shall constitute a first lien on all property bought and improved from the proceeds of the sales thereof. The said bonds shall be exempt from taxation for State, County and municipal purposes.

Special levy. SEC. 4. That for the purpose of paying the interest accruing on said bonds, and the principal when due, the Auditor of Lee County, or such other officer as may be charged with the levy and assessment of taxes, shall levy annually such tax on all the taxable real and personal property in said school district as will yield a sum sufficient for said purposes, and the amount so levied shall be collected by the Treasurer of Lee County, as State, County and school taxes are collected, to be held and applied by him solely to the payment of the said interest or principal, if any be due, and shall be used for no other purpose whatsoever.

Sale of bonds. SEC. 5. That the said Board of Trustees are authorized and empowered to sell and hypothecate the said bonds when issued: *Provided,* That none of said bonds shall be sold below their par value; and shall deposit all moneys arising from such sales or hypothecation in bank to the credit of said Board of Trustees, to be drawn on orders signed by the Chairman of said Board, together with the Secretary and one other member of the said Board of Trustees, and they shall use the moneys exclusively for the purposes set forth in Section 1 of this Act, after the payment of the expenses of issuing said bonds.

SEC. 6. This Act shall take effect immediately upon its approval.

Approved the thirteenth day of February, A. D. 1903.

No. 125.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF SCHOOL DISTRICT NO. 1 OF COURT HOUSE SCHOOL DISTRICT, IN CHESTER COUNTY, TO ORDER AN ELECTION AND ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Court House School District, Chester County, authorized to issue bonds. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of School District

No. 1 of Court House School District, in the County of Chester, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said school district, payable to bearer, and in such denomination as they deem best, for not more than ten thousand dollars, and bearing interest not exceeding five per cent. per annum, payable either annually or semi-annually: *Provided,* That before said bonds are issued the question of issuing them shall be first submitted to the qualified voters of said school district, at a special election to be held at the order of said Trustees, whenever a petition shall be presented to them asking for such election, and signed by at least one-fourth of the freeholders residing in said school district. A. D. 1908.

SEC. 2. That upon the filing of such petition the said Trustees shall make an order for the holding of such election, fixing the time and place of the same, and appointing the managers thereof, and making all provisions for the carrying out of the same. That at such special election only the qualified voters residing in such school district shall vote; and said Trustees shall publish notice of the time and place of the holding of the same for at least fifteen days in one or more newspapers published in said school district. Election.

SEC. 3. That the said Trustees shall have printed, for the use of the voters in said election, an equal number of ballots, on one set of which shall be printed the words, "For the issuing of bonds," and on the other set the words, "Against the issuing of bonds;" and a sufficient number of said ballots shall be placed at the voting place on the day of the election. That the said managers shall conduct the said election, and, at the close thereof, shall canvass the vote and make a return of the result thereof in writing to the Board of School Trustees aforesaid. Ballots.

SEC. 4. That if a majority of the votes cast at said election shall be for the issuing of said bonds, then the said Trustees shall issue the same to run for period of not more than twenty years, with the right to redeem the same after ten years; and the said Trustees shall sell said bonds for not less than par, and appropriate the proceeds of the said sale to the purpose of purchasing a lot and erecting school buildings thereon, or erecting an additional school building on the ground already Issue and sale of bonds.

A. D. 1903.

owned by said school district, as said Trustees shall deem best for school purposes; and the said bonds shall constitute a first lien on the property purchased and improved, or on the improvements made from the proceeds of the sale thereof.

How issued.

SEC. 5. That the said bonds and the coupons thereof shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district: *Provided, however,* That the signatures of said officers may be lithographed upon the coupons of said bonds, and such lithographing shall be sufficient signing of said coupons.

Collection of taxes.

SEC. 6. That upon the order of said Trustees, it shall be the duty of the County officers, charged with the assessment and collection of taxes, to levy and collect annually, from all the property within the said school district, a sum sufficient to pay the interest on said school bonds, and also a sum to provide a sinking fund for the payment of the same when due.

Approved the sixteenth day of February, A. D. 1903.

No. 126.

AN ACT CONFERRING CERTAIN JURISDICTION UPON THE TRUSTEES OF PENIEL CAMP GROUND ASSOCIATION, IN COLLETON COUNTY, AND LIMITING THE SAME, TOGETHER WITH POWER TO APPOINT A SPECIAL CONSTABLE.

Trustees of Peniel Camp Ground to have certain powers.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of Peniel Camp Ground Association, their successors, and each of them, are hereby authorized and empowered to try and punish or commit to the County jail all persons violating the laws of the State within one-half mile in all directions from the camp ground during the meetings of said association, and said Trustees and each of them shall have all the jurisdiction and be subject to all the limitations of Magistrates in this State.

May appoint Constables.

SEC. 2. That the said Trustees shall have authority to appoint one or more Constables, who, during the meetings of said association, and within one-half mile in all directions from the said camp ground, shall exercise all the power and authority of Constables as now provided by law.

SEC. 3. That the said Trustees and the Constable above provided for shall serve without compensation. A. D. 1903.

Approved the twenty-first day of February, A. D. 1903.

No. 127.

AN ACT TO ENABLE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF COLLETON COUNTY FOR THE CURRENT EXPENSES OF SAID COUNTY FOR THE YEAR 1903, AND TO AUTHORIZE THE SAID COUNTY BOARD OF COMMISSIONERS TO PLEDGE THE LEVY FOR ORDINARY COUNTY PURPOSES FOR THE YEAR 1903 TO SECURE THE SAME.

Sinking Fund authorized to make loan to Colleton County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commisisoners of Colleton County, out of the funds in their hands, the sum of twelve thousand dollars, in three equal instalments of four thousand dollars each, to be used to defray current expenses of said County for the year 1903. The first instalment shall be available upon the approval of this Act; the second on or after June 1st, 1903; and the third on or after September 1st, 1903; and bear interest from the date of each, at a rate of interest not exceeding five per centum per annum. The said sum of twelve thousand dollars shall be paid on or before January 15th, 1904, out of the levy of five mills for ordinary County purposes.

Notes.

SEC. 2. That the Treasurer and Supervisor of said County are hereby authorized to execute three notes of four thousand dollars each to the Commissioners of the Sinking Fund, the first bearing date on the approval of this Act; the second bearing date on or after June 1st, 1903; and the third bearing date on or after September 1st, 1903; and the levy of five mills for ordinary County purposes for 1903 shall be pledged by the County Board of Commissioners to secure the payment thereof.

A. D. 1903.

SEC. 3. This Act shall go into effect immediately upon its approval.

SEC. 4. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the twenty-sixth day of February, A. D. 1903.

No. 128.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT OF EASLEY TO ORDER AN ELECTION AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Easley School District authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of the School District of Easley are hereby authorized and empowered to issue and sell coupon bonds of said school district, payable to bearer, in such denomination and to such an amount as they may deem necessary, not exceeding fifteen thousand dollars, and bearing a rate of interest not exceeding five per cent. per annum, payable annually or semi-annually, at such times as they may deem best: *Provided,* That the question of issuing said bonds of such amount thereof as the Board may determine to issue, not exceeding fifteen thousand dollars, shall first be submitted to the qualified voters of said school district at an election to be held after a petition has first been filed with said Trustees signed by a majority of freeholders in said school district praying that an election be held to determine whether said bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the Trustees to be the judges of the sufficiency of said petition.

Election.

How held.

SEC. 2. That after said petition has been so filed with said Trustees, they shall appoint managers and order an election to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors shall be allowed to vote, and said Trustees shall publish a notice ordering said election, for not less than three weeks in one or more of the newspapers published in Easley, and said managers shall con-

duct, direct and declare the result of said election and make returns thereof to said Trustees. A. D. 1903.

SEC. 3. That said Trustees shall have printed for the use of the voters in said election, an equal number of ballots which shall be placed at the different voting places, on one set of which shall be printed the words, "For the issuing of bonds," and on the other the words, "Against the issuing of bonds." Ballots.

SEC. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees may issue said bonds, which shall run for a period of twenty years, the proceeds of which shall be used for the purpose of purchasing a lot or lots, erecting and equipping one or more school buildings, or purchasing or adding to, or remodeling or repairing existing school buildings, for school purposes, and the said bonds and coupons of the same shall constitute a lien upon any property purchased or improved thereby. Upon the issuance of said bonds or any part of the same, it shall be the duty of the County Auditor and County Treasurer, respectively, or other officers charged with their duties, to levy and collect annually from all property, real and personal, within the limits of said school district a sum sufficient to pay the interest on said bonds, and the coupons of such bonds shall be receivable for taxes within said district. Bonds; how issued; terms.

SEC. 5. That said bonds and coupons thereto attached shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district: *Provided*, That the signature of said officers may be lithographed upon the coupons attached to said bonds, and such lithographed signatures shall be sufficient signing thereof.

Approved the sixteenth day of February, A. D. 1903.

A. D. 1903.

No. 129.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO CREATE A NEW SCHOOL DISTRICT TO BE KNOWN AS GREERS GRADED SCHOOL DISTRICT, LYING IN GREENVILLE AND SPARTANBURG COUNTIES," APPROVED DECEMBER 24TH, 1887, AND AN ACT AMENDATORY THERETO, APPROVED THE 20TH DAY OF DECEMBER, 1888.

Act creating Greers School District repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to create a new school district to be known as Greers Graded School District, lying in Greenville and Spartanburg Counties," approved December 24th, 1887, and an Act amendatory thereto, approved the 20th day of December, 1888, be, and the same are hereby, repealed.

Approved the second day of March, A. D. 1903.

No. 130.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT OF THE CITY OF GREENVILLE TO ORDER AN ELECTION, AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Greenville School District may issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of the school district of the city of Greenville be, and are hereby, authorized and empowered to issue and sell coupon bonds of said school district, payable to bearer, in such denomination and to such an amount as they may deem necessary, not exceeding twenty thousand dollars, and bearing a rate of interest not exceeding five per cent. per annum, payable annually or semi-annually, at such times as they may deem best: *Provided,* That the

Election.

question of issuing said bonds of such amount thereof as the Board may determine to issue, not exceeding twenty thousand dollars, shall be first submitted to the qualified voters of said school district, at an election to be held after a petition has been filed with said Trustees, signed by a majority of freeholders in said school district, praying that an election be held

to determine whether said bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the Trustees to be the judges of the sufficiency of said petition. A. D. 1908.

How held.

SEC. 2. That after said petition has been so filed with said Trustees, they shall appoint managers and order an election to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors shall be allowed to vote; and said Trustees shall publish a notice ordering said election for not less than three weeks in two or more of the newspapers published in the city of Greenville, and said managers shall conduct, direct and declare the results of said election, and make returns thereof to said Trustees.

Ballots.

SEC. 3. That said Trustees shall have printed for the use of the voters in said election an equal number of ballots, on which shall be printed the words, "For the issue of bonds," and on the other set the words, "Against the issuing of bonds."

Bonds, use of proceeds.

SEC. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, and if three hundred or more votes are cast in said election, the said Trustees may issue said bonds, which shall run for a period of twenty years, the proceeds of which shall be used for the purpose of purchasing a lot or lots, erecting one or more school buildings, or purchasing or adding to, or remodeling or repairing existing school buildings, for school purposes, and the said bonds and coupons of the same shall constitute a lien upon any property purchased or improved thereby. Upon the issuance of said bonds, or any part of the same, it shall be the duty of the County Auditor and County Treasurer, respectively, or other officers charged with their duties, to levy and collect annually from all property, real and personal, within the limits of said school district, a sum sufficient to pay the interest on said bonds, and the coupons of such bonds shall be receivable for taxes within said district.

SEC. 5. That said bonds and coupons thereto attached shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district: *Provided,* That the signatures of said officers may be lithographed upon the coupons, attached to said bonds, and such lithographed signatures shall be sufficient signing thereof.

A. D. 1903. Approved the sixteenth day of February, A. D. 1903.

No. 131.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT OF THE TOWN OF GREENWOOD, NUMBER 18, TO ORDER AN ELECTION AND TO ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

Greenwood School District No. 18 authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of the school district in which the town of Greenwood is located, known as School District Number 18 of Greenwood County, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of the said school district, payable to bearer, in such denominations and in such amounts as they may deem necessary, not exceeding thirty thousand dollars, and bearing a rate of interest not exceeding five per centum per annum, payable semi-annually and at such times and place as may be determined upon: *Provided,* That the question of issuing said bonds shall first be submitted to the qualified voters of said school district at an election to be held to determine whether the said bonds shall be issued or not, as hereinafter provided.

Election.

How held.

SEC. 2. That the said Trustees are hereby authorized at such time as they may determine to appoint managers and order an election, and all of the qualified electors residing in said school district shall be allowed to vote at said election, and said Trustees shall publish a notice ordering said election for not less than two weeks prior to the day of holding the same, in one or more of the newspapers published in the town of Greenwood, and said managers shall conduct the said election and declare the results thereof, and make returns thereof to said Trustees.

Ballots.

SEC. 3. The said Trustees shall have printed for the use of the voters in said election two set of ballots, which shall be placed at the voting places, on one set of which shall be printed the words, "For the issuing of bonds—Yes," and on the other set the words, "For the issuing of bonds—No."

Bonds.

SEC. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees may issue said

bonds, which shall run for a period not exceeding thirty years, the proceeds of which shall be used for the purpose of erecting one or more school buildings for school purposes, and the said bonds and coupons of the same shall constitute a lien upon the property improved thereby: *Provided,* That part of the said proceeds may be used to pay up the bonds now outstanding against the said district. Upon the issuance of said bonds, or any part of the same, it shall be the duty of the County officers charged with the assessment and collection of taxes to levy and collect annually from all property, real and personal, within the limits of said school district as taxes for State, County and school purposes are now levied and collected, a sum sufficient to pay the interest on said bonds and the principal when due, and the coupons of said bonds shall be receivable for taxes or property within said district.

A. D. 1903.

Special levy.

SEC. 5. That said bonds and the coupons thereto attached shall be signed by the Chairman, and countersigned by the Secretary and Treasurer of the Board of Trustees of said school district: *Provided,* That the signature of said officers may be lithographed upon the coupons attached to said bonds, and such lithograph signatures shall be a sufficient signing thereof.

Approved the sixth day of February, A. D. 1903.

No. 132.

AN ACT TO DEFINE THE LIMITS OF THE SCHOOL DISTRICT OF THE TOWN OF GREENWOOD, DESIGNATED AS NUMBER 18, AND TO VALIDATE THE ELECTION OF TRUSTEES THEREIN.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the school district in which the town of Greenwood is situated, designated as School District Number 18, shall have such shape, meets and bounds as appears by a plat of Greenwood County made by W. H. Yeldell and W. J. Kirk, surveyors, under the direction of the Commissioners appointed by the Legislature in this behalf.

Greenwood School District No. 18 designated.

SEC. 2. That G. C. Hodges, W. K. Blake, J. G. Jenkins, W. G. Gambrell, D. C. Dupre, A. J. Sproles, S. P. Brooks, R. P.

Trustees.

A. D. 1903. Blake and R. J. Cartledge, citizens of the town of Greenwood, who were heretofore elected by the voters of said district as Trustees of said School District Number 18, be, and they are hereby, declared the duly elected and qualified Trustees of said district, and the action of the voters of said district in this behalf is fully ratified and confirmed.

Approved the sixth day of February, A. D. 1903.

No. 133.

AN ACT TO AUTHORIZE THE TRUSTEES OF SCHOOL DISTRICT NUMBER ONE OF KERSHAW COUNTY TO ISSUE BONDS FOR THE PURPOSE OF REFUNDING THE PRESENT BONDED INDEBTEDNESS THEREOF, AND TO IMPROVE AND ERECT SCHOOL BUILDINGS.

Kershaw School District No. 1 may issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of School District Number One of Kershaw County, for the purpose of paying or refunding the bonds of said district, issued under the authority of an Act entitled "An Act to authorize the issue of bonds by School District Number One of Kershaw County," approved December 24th, A. D. 1892, Twenty-first Volume Statutes at Large, pages 294, 295, be, and they are hereby, authorized and empowered to issue and sell coupon bonds of said school district, payable to bearer, in such denominations and in such an amount, not exceeding ten thousand dollars ($10,000), as they may deem necessary, bearing a rate of interest not exceeding five (5) per centum per annum, payable annually, to run for a period not exceeding thirty years from the date of issue, and all funds arising from the sale of said bonds shall by said Trustees be deposited in bank, to be drawn on checks signed by them or a majority of them, and to be applied exclusively to the payment of the existing bonds of said district.

Additional bonds.

SEC. 2. That the Trustees of School District Number One of Kershaw County are also hereby authorized and empowered to issue and sell, in addition to the bonds provided for in the preceding Section, coupon bonds of said school district in a further amount, not exceeding eight thousand dollars ($8,000)

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as they may deem necessary for the purpose of improving, repairing, enlarging and equipping school buildings in said district, as said Trustees may deem advisable: *Provided,* That the question of issuing the bonds authorized in this Section, shall first be submitted to the qualified voters of said school district, at an election to be held to determine whether said bonds shall be issued or not, as hereinafter provided.

Election.

SEC. 3. That for the purpose of determining the issue of bonds authorized in Section two (2) of this Act, the said Trustees shall order an election to be held in the said school district on the question of whether said bonds shall be issued or not, in which election only the qualified voters residing in said district shall be allowed to vote, and said Trustees shall give notice of said election for three weeks in the newspapers published in the city of Camden, shall prescribe the time, places and appoint managers of such election, and receive the returns of the managers and declare the result.

Ballots.

SEC. 4. The said Trustees shall have printed for the use of the voters in said election two sets of ballots, which shall be placed, an equal number of each, at the polling places, on one set of which shall be printed the words, "For the issuing of bonds," and on the other set the words, "Against the issuing of bonds." If a majority of the votes cast at said election shall be for the issuing of the coupon bonds provided for in Section two (2) hereof, the said Trustees may issue said bonds, or such amount not exceeding eight thousand dollars as they deem requisite for the purposes set forth in said second Section, payable to bearer, to run for a period not exceeding thirty years from date of issue, bearing interest, not exceeding five (5) per centum per annum, payable annually. Any bonds executed and not used shall be cancelled.

Special levy.

SEC. 5. That it shall be the duty of the County officers of Kershaw County charged with the assessment and collection of taxes, by direction of the Trustees of said School District Number One, to levy such a tax annually upon all property, real and personal, within the limits of said district, and collect the same, as taxes for State, County and school purposes are now levied and collected, as will raise a sum sufficient to pay the interest on all bonds issued under and in pursuance of this Act, the fund so collected to be applied by the said Trustees

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and the Treasurer of Kershaw County solely to the payment of interest on said bonds: *Provided,* That any annual surplus or balance may be used as hereinafter provided. Said bonds shall be non-taxable, and the coupons thereof shall be receivable for taxes upon property within said district.

SEC. 6. That all bonds issued under and in pursuance of this Act shall be signed by the Trustees of said school district: *Provided,* That the signatures of said Trustees may be lithographed or engraved upon the coupons attached to said bonds, and such lithographed or engraved signatures shall be a sufficient signing thereof.

Balance.

SEC. 7. That any balance or surplus arising from the tax heretofore or hereafter collected from property in said school district, levied to meet the interest on the existing and outstanding bonds of said district, after the payment or refunding of said existing bonds, shall be applicable and subject to be drawn by warrant of the Trustees of said district for the school purposes of said district, with approval of the County Superintendent of Education of Kershaw County, and any annual balance hereafter remaining of the funds arising from the annual tax levied and collected for payment of interest on the bonds issued in pursuance of this Act, after payment in full of the year's interest for which the tax was levied, shall be subject to be drawn and applied in like manner.

Approved the twenty-first day of February, A. D. 1903.

No. 134.

AN ACT TO AUTHORIZE AND REQUIRE THE COUNTY BOARD OF COMMISSIONERS OF LEE COUNTY TO BUILD A JAIL FOR SAID COUNTY AND TO LEVY A TAX THEREFOR.

New jail for Lee County authorized.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Commissioners of Lee County be, and they are hereby, authorized, empowered and required to build, by contract, let to the lowest responsible bidder who will give a good and sufficient bond, with sureties, for the faithful performance of his contract, a jail, at a cost not to exceed six thousand dollars. The said

Board of County Commissioners shall advertise for bids on the construction of said jail at least thirty days before said contract is to be let, by publication in at least two daily newspapers published in two separate States, once a day for at least one week. A. D. 1903.

SEC. 2. That the County Board of Commissioners of Lee County are hereby authorized, empowered and required to purchase a lot or site within the town of Bishopville upon which to erect a jail, the cost of which will not exceed the sum of $300.00, if so much be necessary. Lot.

SEC. 3. That a tax of one-half mill upon the dollar on all taxable property in the County of Lee is hereby levied each year successively, beginning with and including the fiscal year 1903, until the said sum, $6,000, and interest thereon, has been raised; which said tax shall be known as "The Jail Tax," and shall be collected at the same time and by the same officers as other taxes for the same year, and held in the treasury of Lee County, and paid out as other County funds are paid. The funds raised under the provisions of this Act shall be used for the purpose for which the tax is levied, and no other, except that any balance remaining after the said jail has been paid for, or money borrowed for said purpose, together with all interest thereon, has been fully paid, shall be used for the payment of any outstanding indebtedness of said County. Special levy.

SEC. 4. That the County Board of Commisisoners of Lee County shall have the power, and are hereby authorized, to borrow money for the building of said jail, at any time before said jail is completed, on the faith of the levy herein provided for, and to pledge the funds raised by said tax to secure the payment thereof: *Provided,* That a higher rate of interest than five per centum per annum shall not be paid, if borrowed from the Sinking Fund Commissioners, and not exceeding seven per centum per annum, if borrowed from any other source. County may borrow money

SEC. 5. That this Act shall take effect immediately upon its approval by the Governor.

Approved the thirteenth day of February, A. D. 1903.

A. D. 1903.

No. 135.

AN ACT TO AUTHORIZE THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF LEE COUNTY, TO BUILD A JAIL FOR SAID COUNTY, AND TO AUTHORIZE SAID BOARD TO PASS A SPECIAL TAX LEVY TO SECURE THE PAYMENT OF THE SAME.

Sinking Fund to make loan to Lee County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized to lend to the County Board of Commissioners of Lee County, out of the funds in their hands, the sum of six thousand dollars ($6,000.00), to be used in building a jail for said County.

Terms; special tax levy.

SEC. 2. That said loan shall be for the term of six years, and shall bear interest at a rate not exceeding five per cent. per annum, payable annually; for the purpose of repaying said loan, there is hereby levied a special tax of one-half mill on the dollar on all taxable property, in the County of Lee, until said loan is fully repaid, and the said County Board of Commissioners of said County shall pay the said loan, out of the taxes collected under said levy—that is to say, they shall pay the full amount collected for each year for said purpose, until the whole of the said amount loaned, with interest thereon, as aforesaid, shall be fully paid. Any surplus of said tax shall be turned into the County Treasury for ordinary County purposes.

Notes.

SEC. 3. That the Treasurer and Supervisor of said County of Lee are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan, and the special tax herein levied shall be pledged by the County Board of Commissioners for said County of Lee to secure the payment of said note or notes, and all interest thereon, as aforesaid.

SEC. 4. This Act shall take effect immediately upon its approval by the Governor.

SEC. 5. That all Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved the thirteenth day of February, A. D. 1903.

A. D. 1903.

No. 136.

AN ACT TO AUTHORIZE THE COUNTY BOARD OF EDUCATION OF MARLBORO COUNTY TO REIMBURSE THE TRUSTEES OF BEAUTY SPOT SCHOOL DISTRICT FOR MONEY EXPENDED BY THEM FOR TEACHERS' SALARY.

Marlboro County to reimburse certain School Trustees.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the County Board of Education of Marlboro County be, and are, authorized and required to draw a warrant or warrants on the Treasurer of said County in favor of J. B. Heustess, L. H. Easterling and H. K. Covington, for the sum of three hundred fifty-four dollars and eighty-eight cents ($354.88), said amount to be paid out of the school funds apportioned to Beauty Spot School District No. 33; said amount to be paid for the purpose of reimbursing said Heustess, Easterling and Covington for money paid by them for teachers' salary during the session 1899-1900: *Provided,* That if there is not sufficient funds to the credit of said school district to pay said amount during the present school year without causing the terms of the schools in said district to be shortened, then said County Board of Education may draw three warrants of one hundred and eighteen dollars and thirty cents ($118.30), each; one on May 1st, 1903, one on May 1st, 1904, and one on May 1st, 1905, in favor of said J. B. Heustess, L. H. Easterling and H. K. Covington, and the County Treasurer shall be required to pay the same out of the funds of the said school district.

Approved the 20th day of February, A. D. 1903.

No. 137.

AN ACT TO AUTHORIZE THE TRUSTEES OF THE MARLBORO GRADED SCHOOL DISTRICT TO LEVY AND COLLECT AN ADDITIONAL LOCAL TAX THEREIN.

Marlboro School District authorized to levy special tax.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That in addition to the power the Trustees of the Marlboro Graded School District now have to levy and collect annually a three mill local tax on all real and

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personal property returned in the said district, they are hereby authorized to levy annually on all the real and personal property returned in said district a special local tax not exceeding one mill on the dollar, subject to the following provisions: That the

Election.

said Board of Trustees shall, as soon as possible thereafter, submit the question of "tax" or "no tax" to the owners of both real and personal property, who are qualified electors residing within said district, and they shall have power to order an election specifying the time, place and purpose of the same, and to make all necessary rules and regulations for governing the same. The said Board of Trustees shall appoint three managers at such election, who shall, without compensation, hold and conduct the same, at which said election the ballots shall have written or printed thereon either the words "tax" or "no tax," and of which election notice shall be given by the Chairman of the Board of Trustees, as now constituted, not less than ten days before the same is held, in one or more of the newspapers of the town of Bennettsville.

Results.

SEC. 2. It shall be the duty of the managers within one week after said election to count the votes and declare the result as in other elections, which result must be certified in writing by the Chairman of the Board of Managers to the said Board of Trustees, and if a majority of the votes cast shall be in favor of the special tax, the Chairman of the Board of Trustees shall certify to the Auditor of the County the tax thus levied, and the Auditor shall at once, and thereafter from year to year and so long as necessary to accomplish the purpose mentioned in Section 3 hereof, assess such tax on all real and personal property returned in said school district, and the County Treasurer shall collect the same with the State and County taxes, and such tax shall be a lien on all property, and all defaulting taxpayers shall be liable to like process as for State and County taxes.

Use of proceeds.

SEC. 3. That in case said tax shall be voted for at said election, the fund raised thereby shall constitute a special fund in the hands of said Trustees, and shall be used by them for the purpose of equipping and furnishing the Harriet Murchison Beckwith school building, now being erected in the town of Bennettsville, in said district, erecting the necessary outbuildings, putting down pump and for any work for improving the

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grounds, and the said Trustees are hereby authorized and empowered to borrow for the purpose a sum of money not to exceed five thousand dollars, and to appropriate for securing and repaying this loan, with interest, the said special tax levy herein provided for. The said Trustees are hereby authorized to give a sufficient pledge or transfer of said special levy for the purpose of borrowing this sum of money, and securing the repayment thereof, with interest.

Approved the sixth day of February, A. D. 1903.

No. 138.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN MARION COUNTY, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A LOCAL TAX THEREIN,' AUTHORIZED DECEMBER 24TH, A. D. 1886," APPROVED DECEMBER 18TH, 1894, SO AS TO INCREASE THE LIMIT OF SPECIAL TAX AND SO AS TO PROVIDE FOR PURCHASE OF GROUNDS AND HOUSES AND FOR BUILDING AND EQUIPPING HOUSES, AND TO PROVIDE FOR CONTINGENT FEE.

Act creating new School District in Marion County, amended, by raising the levy.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school district in Marion County, and to authorize the levy and collection of a local tax therein,' authorized December 24th, A. D. 1886, approved December 18th, A. D. 1894," be amended by striking out the words, "three and one-half," on the fourth printed line of Section 3 of the original Act, as recited in the said Act of 1894, and by inserting in lieu of the said words the word, "five;" so that the said Section, when so further amended, shall read as follows:

Section 3. That in addition to the rights and privileges heretofore granted, the said school district shall have power to levy on all real and personal property returned in said district a tax not exceeding five mills on the dollar, subject to the following provisions: The School Trustees of the said district shall at

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any time they deem expedient, previous to the 30th day of June of each year, issue a call for a public meeting of all citizens who return real or personal property for taxation in said district, and shall publish a notice of the time, place and object of such meeting in at least one newspaper published within said district for at least two weeks before such meeting.

Pupils may be charged a contingent fee

SEC. 2. That the said Act, the title of which is recited in Section 1, to wit: the Act of December 18th, 1894, be further amended by adding thereto the following, to be known as Sections 2 and 3:

Section 2. The Board of Trustees shall have the authority to require each pupil to pay a contingent fee of one dollar and fifty cents per term as a condition precedent to enrollment in the schools of the district.

May issue bonds.

Section 3. That the school district of the town of Marion is hereby authorized and empowered, by and through its Board of Trustees, to issue coupon bonds to the amount of twelve thousand dollars, if said Board should deem that amount necessary: *Provided,* That a majority of the qualified electors of said school district voting shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose. The proceeds derived from the sale of said bonds shall be used for the purpose of purchasing a site or sites and purchasing and erecting one or more public school buildings in the town of Marion and furnishing the same, said bonds to

Terms.

bear a rate of interest not exceeding six per centum per annum, payable annually, the principal to mature in not less than twenty years from the date of the issue; the same to be signed by the Chairman of the said Board and countersigned by its Clerk and Treasurer, and the seal of said corporation to be affixed thereto, which seal the said Board is hereby authorized to make and adopt. Said bonds to be in such denominations as said Board may determine, and a correct register of the same shall be kept by the said Clerk and Treasurer. The coupons upon said bonds shall be receivable for all taxes in said school district which shall be levied for educational purposes. Said boards shall constitute a first lien upon all the property which may be purchased or improved with the proceeds from said bonds; and said bonds shall not be taxable for municipal or public school purposes other than the constitutional three

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mills tax. That for the purpose of paying the interest on said bonds and the principal when due, it shall be the duty of the Board of Trustees of said school district to compute annually the amount necessary to be raised, and to report same to the County Auditor, who shall assess and levy the same upon all the real and personal property in said school district, and the amount so assessed and levied shall be a lien upon such property, and shall be collected by the County Treasurer, at the same time and in the same manner and under the same powers as other taxes are collected, and shall be held by him for the purpose of paying the said interest or principal, if any be due, and shall be used for no other purpose whatever.

Levy.

Approved the second day of March, A. D. 1903.

No. 139.

AN ACT TO AMEND THE VARIOUS STATUTES AND THE LAWS AS TO SCHOOL DISTRICTS EMBRACING THE TOWNS OF MARION, MULLINS, LATTA AND DILLION, IN MARION COUNTY.

Law as to certain School Districts in Marion County, amended.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, In addition to the powers and duties heretofore conferred upon Trustees of the public school districts embracing the towns of Marion, Mullins, Latta and Dillion, in Marion County, they shall also have the power to charge and enforce the collection of such an incidental fee from each pupil attending said schools as they may deem necessary, not to exceed one dollar and fifty cents per session. The said incidental fees so collected to be used for the purpose of heating, repairing and lighting the school building, and in paying a janitor for his services and other necessary expenses connected therewith. The said fees shall be payable in advance for each session, or at such times and in such instalments as the said Trustees may prescribe: *Provided,* No pupil shall be prohibited from attending said public schools for failure to pay said fee, if the parent of such pupil or the pupils (if such pupil has no parent) shall produce to said Trustees satisfactory evidence that he or she is not able to pay said fee.

Approved the 23d day of February, A. D. 1903.

A. D. 1903.

No. 140.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO ENABLE AND AUTHORIZE SCHOOL DISTRICT NO. 14, IN NEWBERRY COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF BUILDING AND ERECTING A SCHOOL HOUSE THEREIN," APPROVED FEBRUARY 26TH, A. D. 1902.

Newberry School District No. 14 authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 1 of an Act entitled "An Act to enable and authorize School District No. 14, in Newberry County, to issue bonds for the purpose of building and erecting a school house therein," be amended at the end of line 7, after the word "Prosperity," by adding the words, "and purchasing a lot therefor;" and also in line 12, in second proviso, by striking out all of said proviso after the words "petition of," and inserting in lieu thereof the words, "one-third of the resident freeholders of said school district, as shown by the books;" so that said Section, when so amended, shall read as follows:

Section 1. That the School Trustees, or their successors, of School District No. 14, in Newberry County, embracing the town of Prosperity, are hereby authorized and required to issue coupon bonds to the amount of five thousand dollars for the purpose of erecting, building and equipping a public school house, to be located in the town of Prosperity, and purchasing a lot therefor: *Provided,* That a majority of the qualified electors of said school district, voting, shall be in favor of such issue, as may be expressed at an election hereafter to be held for that purpose: *Provided,* That said Trustees shall not order said election except upon a petition of one-third of the resident freeholders of said school district, as shown by the tax books: *Provided, further,* That at the same election there shall be elected an Advisory Board of said Trustees, who shall serve in the event of the bonds being voted, consisting of three freeholders of said district, who shall have equal power with said Trustees, and shall serve as an Advisory Board until the funds therein voted shall have been exhausted.

Approved the twentieth day of February, A. D. 1903.

A. D. 1903.

No. 141.

AN ACT TO REPEAL AN ACT ENTITLED AN ACT TO ENABLE AND AUTHORIZE SCHOOL DISTRICT NO. 70, EMBRACING THE TOWN OF ELLOREE, IN ORANGEBURG COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF PURCHASING GROUNDS AND ERECTING AND MAINTAINING A PUBLIC SCHOOL BUILDING, AND TO PROVIDE FOR THE INTEREST ACCRUING THEREON, APPROVED THE 27TH DAY OF FEBRUARY, 1902.

Act authorizing Elloree School District, in Orangeburg County, to issue bonds, repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled an Act to enable and authorize School District No. 70, embracing the town of Elloree, in Orangeburg County, to issue bonds for the purpose of purchasing grounds and erecting and maintaining a public school building, and to provide for the interest accruing thereon, approved February the twenty-seventh, 1902, be, and the same is hereby, repealed.

Approved the twenty-third day of February, A. D. 1903.

No. 142.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A NEW SCHOOL DISTRICT IN THE COUNTY OF ORANGEBURG, AND TO AUTHORIZE THE LEVY AND COLLECTION OF A SPECIAL SCHOOL TAX THEREIN.'"

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend an Act entitled 'An Act to provide for the establishment of a new school district in the County of Orangeburg, and to authorize the levy and collection of a special school tax therein,'" be, and the same is hereby, amended by striking out all of Section 3 and 4 of said Act, and inserting in lieu thereof the following as Section 3 and 4, viz:

Act creating new School District in Orangeburg County, amended, by authorizing tax levy.

Section 3. That in addition to the rights and privileges hereinbefore granted, the said school district shall have power to levy and collect a special tax on the assessed value of all real and personal property returned in said school district, not

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exceeding three mills on the dollar, subject to the following provisions: The School Trustees of said school district shall, at any time previous to the thirtieth day of June, 1903, upon the written request of ten property holders, issue a call for a public meeting, after two weeks notice, of all those citizens who return real or personal property in said school district, and such notice shall be published in one newspaper or posted in two public places in said district for at least two weeks before such meeting, and shall specify the time, place and object of said meeting. A list of all citizens who return real or personal property in said school district shall be prepared and certified by the County Auditor, who shall send said list to said meeting.

Section 4. That when the persons answering the above description shall have assembled in public meeting, they shall have the power—first, to select a Chairman and Secretary; adjourn from time to time; decide what tax, if any, in addition to the constitutional school tax, not to exceed the limit hereinbefore mentioned, shall be levied for the educational interests of said school district; and said tax, when so levied, shall continue annually each year thereafter, until the same is increased, decreased or repealed by said taxpayers at a meeting called for such purpose, which meeting shall be called and notice given in the same way and manner as is hereinbefore provided; second, that they shall also have power to elect a Board of five Trustees for said school district, whose term of office shall be for four years from the date of their election and until their successors are elected, and a public meeting for the purpose of electing such Trustees shall be called every four years, at the time and in the manner hereinbefore provided; and the said Trustees, in addition to the power and authority now conferred upon School Trustees by law, shall have the following power and duties: 1. To elect a Chairman and Secretary of their Board. 2. To purchase or lease school property and erect school buildings for the use of the public schools of said school district. 3. To elect and dismiss Superintendents and teachers of the said school; to prescribe their duties, terms of office, and to fix their salaries, and to cause an examination of said teachers to be made whenever necessary; also to determine the class books and course of studies

to be used in said school, and to make rules and regulations for the government of said school. 4. To determine the manner in which the tax heretofore authorized and the other school funds of said district shall be expended in maintaining said public school. 5. To fill all vacancies occurring in said Board of Trustees by death, resignation, removal or otherwise during their term of office or service. A. D. 1903.

Approved the twenty-first day of February, A. D. 1903.

No. 143.

AN ACT TO AUTHORIZE AND EMPOWER THE TRUSTEES OF THE SCHOOL DISTRICT NO (1) ONE OF SALUDA COUNTY TO ORDER AN ELECTION AND ISSUE COUPON BONDS OF SAID SCHOOL DISTRICT FOR SCHOOL PURPOSES.

School District No. 1, Saluda County, authorized to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of the School District (1) One of Saluda County are hereby authorized and empowered to issue and sell coupon bonds of said school district, payable to bearer, in such denominations and to such an amount as they may deem necessary, not exceeding five thousand dollars, and bearing a rate of interest not exceeding six per cent. per annum, payable annually or semi-annually, at such times as they may deem best: *Provided,* That the question of issuing said bonds of such amount thereof as the Board may determine to issue, not exceeding five thousand dollars, shall first be submitted to the qualified voters of said school district, at an election to be held after a petition has first been filed with said Trustees, signed by a majority of freeholders in said school district, praying that an election be held to determine whether said bonds shall be issued or not, which petition shall set forth clearly and distinctly the amount of bonds to be issued, the Trustees to be the judges of said petition.

Election.

SEC. 2. That after said petition has been so filed with said Trustees, they shall appoint managers and order an election to be held on the question of whether said bonds shall be issued or not, in which election only qualified electors shall be allowed to vote, and said Trustees shall publish a notice ordering said

A. D. 1903. election for not less than three weeks in a newspaper published in Saluda County, and said managers shall conduct, direct and declare the result of said election and make returns thereof to said Trustees.

Ballots. SEC. 3. That said Trustees shall have printed for the use of the voters in said election an equal number of ballots, which shall be placed at the different voting places, on one set of which shall be printed the words, "For the issuing of bonds," and on the other the words, "Against the issuing of bonds."

SEC. 4. If a majority of the votes cast at said election shall be for the issuing of bonds, the said Trustees may issue said bonds, which shall run for a period of twenty years, the proceeds of which shall be used for the purpose of refunding the present school bonds of said district, and for erecting and equipping one or more school buildings for school purposes, and the said bonds and coupons of the same shall constitute a lien upon any property purchased or improved thereby. Upon the issuance of said bonds, or any part of the same, it shall be the duty of the County Auditor and County Treasurer, respectively, or other officers charged with their duties, to levy and collect annually from all property, real or personal, within the limits of said school district, a sum sufficient to pay the interest on said bonds, and the coupons of such bonds shall be receivable for taxes within said district.

SEC. 5. That said bonds and coupons thereto attached shall be signed by the Chairman and countersigned by the Secretary of the Board of Trustees of said school district: *Provided*, That the signature of said officers may be lithographed upon the coupons attached to said bonds, and such lithographed signatures shall be sufficient signing thereof.

Approved the twentieth day of February, A. D. 1903.

No. 144.

AN ACT TO DIRECT THE MANAGEMENT OF A SURPLUS SCHOOL FUND WHICH HAS ACCUMULATED IN SALUDA COUNTY.

Surplus school fund in Saluda County constituted a reseve school fund. SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the surplus school fund in

Saluda County, which has accumulated from year to year and now aggregating between four and five thousand dollars, and now in the hands of the Treasurer of Saluda County, is hereby constituted a reserve school fund of said County, in all respects, the same as if it had been accumulated in pursuance of an Act entitled "An Act to provide for the running of public schools on a cash basis," approved the 27th day of February, 1902; and the said reserve fund shall be managed and dealt with as provided in said Act for a reserve fund accumulated under the provisions thereof. A. D. 1903.

Approved the thirteenth day of February, A. D. 1903.

No. 145.

AN ACT TO AUTHORIZE AND EMPOWER THE COMMISSIONERS OF THE SINKING FUND TO LEND FUNDS TO THE COUNTY BOARD OF COMMISSIONERS OF SALUDA COUNTY AND TO PROVIDE REPAYMENT THEREOF.

Sinking Fund to lend Saluda County $2,000.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are hereby authorized and empowered to lend the County Board of Commissioners of Saluda County, out of the funds in their hands, the sum of two thousand dollars, to be used in the repair of the roads and bridges of said County and for ordinary County purposes.

Terms.

SEC. 2. That said loan shall be for the space of twelve months, and shall bear interest at the rate of five per centum per annum; and the tax levy for Saluda County for the year 1903 be, and is hereby, pledged to the payment of said loan and interest.

Note.

SEC. 3. That the Treasurer and County Supervisor of said County of Saluda are hereby authorized to execute a note or notes to the said Commissioners of the Sinking Fund for the amount of said loan.

SEC. 4. That immediately after the approval of this Act, the County Board of Commissioners of Saluda County shall procure said loan in the manner and on the terms provided in this Act.

A. D. 1903.

SEC. 5. That this Act shall become effective immediately upon its approval.

Approved the 20th day of February, A. D. 1903.

No. 146.

AN ACT TO VALIDATE AND CONFIRM ALL ACTS OF THE CITY OF SPARTANBURG IN RELATION TO THE ISSUANCE OF CERTAIN STREET IMPROVEMENT BONDS, AND TO MAKE PROVISION FOR THE PAYMENT OF INTEREST ON SUCH BONDS AND FOR RETIRING THEM AT MATURITY.

Certain bonds of city of Spartanburg declared valid

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the fifty thousand dollars of four and one-half per cent. bonds issued by the city of Spartanburg in the year 1901, for the purpose of paving certain of the streets of the said city, dated the first day of July, 1901, known as street improvement bonds, be, and they are hereby, declared to be valid obligations of the city of Spartanburg, as now chartered and organized, and all acts and things heretofore done in relation to the issuance thereof are hereby validated and confirmed.

Interest.

SEC. 2. That it shall be the duty of the City Council of the city of Spartanburg to make provision for the payment of the semi-annual interest on the said bonds as it shall fall due, and also to raise a sinking fund for the purpose of retiring said bonds at their maturity, as required by law.

Approved the 13th day of February, A. D. 1903.

No. 147.

AN ACT TO AUTHORIZE THE SCHOOL DISTRICT OF THE CITY OF SUMTER TO ISSUE ADDITIONAL BONDS FOR SCHOOL BUILDINGS AND EQUIPMENTS.

Sumter School District to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the school district of the city of Sumter is hereby authorized and empowered to issue fifteen

thousand dollars of coupon bonds, with interest at not more than five per cent., for the purpose of increasing the school houses, equipments and facilities of said district. A. D. 1908.

SEC. 2. That the Commissioners of said school district are hereby required to order an election upon the petition of a majority of the freeholders of said school district on the question of the issuance of said bonds, and to give ten days previous notice in one or more of the newspapers published in said school district, of the time and place of such election, appoint the managers, prescribe the form of ballot, receive the returns and declare the result. Election.

SEC. 3. That the said school district is hereby declared a body corporate for the purpose of executing and issuing said bonds and other powers herein given, in case their issue be authorized in said election. The said bonds shall be issued in such denominations as the Commissioners of said school district shall deem best, and shall be payable twenty years from the date of issue, with interest at the rate and at the time hereinbefore provided. The said bonds shall be signed by the Chairman of the Board of Trustees of said school district and countersigned by its Secretary, and shall constitute a first lien on all property bought and improved from the proceeds of the sale thereof. The said bonds shall be exempt from taxation for State, County and municipal purposes: *Provided*, That the name of Chairman and Secretary may be lithographed on the coupons of the said bonds.

SEC. 4. That for the purpose of paying the interest accruing on said bonds, and the principal, when due, the Auditor of Sumter County, or such other officers as may be charged with the levy and assessment of taxes, shall levy annually a tax of one mill on all the taxable real and personal property in said school district, and the amount so levied shall be collected by the Treasurer of Sumter County as State, County and school taxes are collected, to be held and applied by him, first, to the payment of interest on said bonds as it shall fall due, and second, the balance thereof may be invested by said Board in such safe security as they may think best, for the purpose of retiring said bonds at maturity, or any balance may be used in purchasing any such bonds upon the market for cancellation. Tax levy.

SEC. 5. That the said Board of Commissioners are author- Sale.

A. D. 1903.

ized and empowered to sell and hypothecate said bonds: *Provided,* None shall be sold below their par value, and shall deposit all moneys arising from such sales or hypothecations in bank to the credit of said Board, to be drawn on orders signed by the Chairman and Secretary of the said Board, and by one of the members of said Board chosen for that purpose, and they shall use the moneys exclusively for the purposes set forth in Section 1 of this Act.

SEC. 6. This Act shall take effect immediately upon its approval.

Approved second day of March, A. D. 1903.

No. 148.

AN ACT TO AUTHORIZE AND EMPOWER THE CITY OF SUMTER TO REFUND ITS BONDED INDEBTEDNESS IN COUPON BONDS.

City of Sumter to refund existing bonded indebtedness.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the City Council of Sumter be, and they are hereby, authorized and empowered to refund the existing bonded indebtedness of the city of Sumter, amounting to ($8,000.00) eight thousand dollars, and maturing on the first day of January, 1904, by issuing coupon bonds for the same, bearing interest at a rate not exceeding five per cent. per annum, payable annually or semi-annually, as the City Council of Sumter may determine, and maturing not later than twenty years from the date of issue; the same to be signed by the Mayor of the city of Sumter and countersigned by the Clerk or Treasurer of the said city, and the seal of the said city to be affixed thereto. The said bonds shall be in such denominations as the City Council of Sumter may determine; and a correct register of the same shall be kept by the said Clerk or Treasurer. The said bonds shall not be taxable for municipal or school purposes, other than the constitutional three mill tax, and coupons upon the same shall be receivable for all taxes levied or assessed by the city of Sumter. The said bonds shall constitute a lien upon all the property of the city of Sumter. Full power is hereby given to the City Council of Sumter to provide by ordinance for the payment of the

interest upon said bonds and principal when due, and the amount or amounts which may be assessed or levied for these purposes shall be a lien upon the property of said city, and shall be collected by the said Clerk and Treasurer at the same time and in the same manner and under the same process as the said taxes of the city of Sumter are collected, for the purpose of paying the said interest or principal, if any be due. A. D. 1903.

Approved the 21st day of February, A. D. 1903.

No. 149.

AN ACT TO AUTHORIZE THE TRUSTEES OF KINGSTREE SCHOOL DISTRICT, OF WILLIAMSBURG COUNTY, TO ISSUE BONDS FOR THE PURPOSE OF ERECTING SCHOOL BUILDINGS AND EQUIPPING SAME, AND PURCHASING A LOT OR LOTS

Kingstree School District empowered to issue bonds.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Trustees of Kingstree School District, of Williamsburg County, are hereby authorized and empowered to issue and sell coupon bonds of said school district, in an amount not exceeding seven thousand dollars ($7,000.00), as they may deem necessary for the purpose of purchasing a lot or lots and erecting and equipping one or more school buildings, in said district, as said Trustees shall deem advisable: *Provided,* That the question of issuing the bonds authorized in this Section shall first be submitted to the qualified voters of said school district, at an election to be held to determine whether said bonds shall be issued or not, as hereinafter provided.

Election.

SEC. 2. That for the purpose of determining the issue of bonds authorized in Section (1) of this Act, the said Trustees shall order an election to be held at Kingstree, in the said school district, on the question of whether the said bonds shall be issued or not, in which election only the qualified voters, residing in said district, shall be allowed to vote; and said Trustees shall give notice of said election for three weeks in the County papers published in the town of Kingstree; shall designate the time and place, and appoint the managers of such election, and receive the returns of the managers and declare the result.

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Ballots.

SEC. 3. The said Trustees shall have printed for the use of the voters in said election two sets of ballots, which shall be placed, an equal number of each, at the polling place, on one set of which be printed the words, "For the issuing of bonds," and on the other set shall be printed the words, "Against the issuing of bonds." If a majority of the votes cast at said election shall be for the issuing of the coupon bonds provided for in Section (1) hereof, the said Trustees may issue said bonds, or such amount, not exceeding seven thousand dollars ($7,000.00), as they may deem requisite for the purposes set forth in Section (1) of this Act, payable to bearer, to run for a period not exceeding twenty years from date of issue, bearing interest not exceeding seven (7) per centum per annum, payable annually. Any bonds executed and not used shall be cancelled.

Special levy.

SEC. 4. That it shall be the duty of the County officers of Williamsburg County, charged with the assessment and collection of taxes, by direction of the Trustees of said Kingstree District, to levy such a tax annually upon all property, real and personal, within the limit of said district, and collect the same, as taxes for State, County and school purposes are now levied and collected, as will raise a sum sufficient to pay the interest on all bonds issued under and in pursuance of this Act, and to raise a sufficient sum to redeem the said bonds at maturity. The fund so collected to be applied by the said Trustees and the Treasurer of Williamsburg County solely to the payment of interest on said bonds, and for the payment of the principal thereof: *Provided,* That any annual surplus or balance may be used as hereinafter provided.

Bonds.

SEC. 5. That all bonds issued under and in pursuance of this Act shall be signed by the Trustees of said school district: *Provided,* That the signatures of said Trustees may be lithographed or engraved upon the coupons attached to said bonds; and such lithographed or engraved signatures shall be a sufficient signing thereof.

Surplus.

SEC. 6. That any balance or surplus arising from the tax collected from property in said school district remaining of the funds arising from the said annual tax levied be set aside as a sinking fund for the liquidation of the said bond at maturity,

or for the payment of any part of said bonds that the owners thereof may be willing to surrender. A. D. 1903.

Mortgage.

SEC. 7. That to further secure the payment of said bonds, the aforesaid Trustees of Kingstree School District are hereby authorized and empowered to make and execute a mortgage upon the lot or lots and the school building situated thereon to the owners of the aforesaid bonds.

Approved 23d day of February, A. D. 1903.

No. 150.

AN ACT TO REPEAL SECTION 25 OF AN ACT ENTITLED "AN ACT TO INCORPORATE CERTAIN TOWNS AND VILLAGES, AND TO RENEW AND AMEND CERTAIN CHARTERS HERETOFORE GRANTED," PASSED 19TH DECEMBER, 1855, AND TO CONFER THE POWER TO CONDEMN LANDS FOR STREETS

Sec. 25, Act 19 Dec., 1855, repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Section 25 of an Act entitled "An Act to incorporate certain towns and villages and to renew and amend certain charters heretofore granted," passed 19th December, 1855, be, and the same is hereby, repealed, and the same power to condemn lands for streets is hereby conferred upon the town of Lancaster as now provided for by law in case of other towns, including the right to condemn necessary lands for the extension of Arch street of said town eastward for a distance of three hundred and ninety-six (396) feet.

Town of Lancaster may condemn land for streets.

Approved 21st day of February, A. D. 1903.

No. 151.

AN ACT TO AUTHORIZE THE CITY COUNCIL OF AIKEN TO FIX AND PAY UNTO THE MAYOR AN ANNUAL SALARY.

Salary of Mayor of Aiken.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the City Council of Aiken is hereby authorized and empowered to fix and pay unto the Mayor of said city an annual salary, for such amount as they

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may deem proper, not, however, exceeding the sum of $600 per year.

SEC. 2. That such salary shall be fixed by an ordinance duly passed by said City Council, and shall not be increased or decreased during the term of office for which the said Mayor was elected.

SEC. 3. All Acts and parts of Acts inconsistent with this Act be, and the same are hereby, repealed.

Approved 23d day of February, A. D. 1903.

No. 152.

AN ACT TO AUTHORIZE THE ERECTION OF A DAM ACROSS WATEREE RIVER AT CATFISH SHOALS.

A dam authorized across Wateree River, in Kershaw County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the owners of the lands on both sides of the Wateree River in Kershaw County be, and they are hereby, authorized and empowered to construct and maintain a dam across the Wateree River at Catfish Shoals, for the purpose of utilizing the water of said river for manufacturing purposes.

SEC. 2. That all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

Approved the 21st day of February, A. D. 1903.

No. 153.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO INCORPORATE THE CLINTON COLLEGE ASSOCIATION," APPROVED DECEMBER 24TH, A. D. 1890.

Act incorporating Clinton College Association, repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to incorporate the Clinton College Association," approved December 24th, A. D. 1890, be, and the same is hereby, repealed.

Approved the 20th day of February, A. D. 1903.

No. 154.

A. D. 1908.

AN ACT TO INCORPORATE THE ELECTRIC MANUFACTURING AND POWER COMPANY.

Whereas, a Concurrent Resolution was passed by a two-thirds vote of each House of the General Assembly, allowing the introduction of this Bill, therefore:

Electric Power and Mfg. Co., incorporated.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That J. B. Cleveland, J. F. Cleveland, J. N. Cudd, A. N. Wood, R. R. Haynes, C. R. Willard, T. E. Moore, S. B. Tanner, W. S. Glenn, G. E. Ladshaw, W. E. Burnett, A. B. Grace, A. C. Lovelace, and their associates and successors, be, and they are hereby, made and created a body politic and corporate, under the name and style of the Electric Manufacturing and Power Company, with their principal place of business and principal office to be located in the city of Spartanburg, for the purpose of manufacturing, spinning, dyeing, printing, finishing and selling all goods of every kind made of cotton or wool, or of which cotton or wool, or other fibrous articles, may form a part, and any other article of any nature or kind whatsoever which they may from time to time desire; for spinning cotton, grinding and milling wheat, corn and other grains, sawing lumber, and selling merchandise, and for producing and making all machinery, tools and implements necessary to be used for such purposes; with power also to develop power by electricity or steam and utilize the same; to erect wires for the transmission of such power to distant points, and to furnish and sell the same to other parties; to erect such dams, canals, mills, buildings, machine shops, stores, dwellings and other works as may be required or necessary to carry out any or all of such branches of manufacture and business; and also for the transaction of any and all business connected with the purposes so recited.

Powers of corporation.

SEC. 2. That said corporation may purchase and hold all such real and personal estate as may from time to time be required for its purposes, and may dispose of the same in such manner and on such terms as it may deem proper; may sue and be sued, may have and use a common seal; shall have full power to build and construct railroads, tramways or dummy lines, and operate the same, taking for such carriage or transportation reasonable

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fare or tolls, and using such motive power, steam, water, or electrical, as may be deemed best, in such directions as may be necessary or advisable in connecting the separate parcels of such property together, or in reaching other lines or transportation; or in the conduct and management of the business of the company; or in the construction or operation of mills, factories, work shops, machine shops, and all other industrial enterprises of all kinds, whether of like nature to those above enumerated or not; or for such other purposes as the said company may deem for its interest to invest the whole or any part or parts of its funds or property in the capital stock or bonds of, and become a stockholder by subscription, either in cash or in property, real or personal, or by purchase of stock in any other corporation formed or to be formed, and to retain or dispose of such stock in whole or in part, at pleasure, exercising all the rights and powers of stockholders in such corporations; to lease, construct and operate, or to assist other persons or corporations in such manner as the said corporations may deem desirable, in leasing, constructing, owning and operating mills, factories, work shops or other industrial enterprises of any kind and at any place, and whether herein enumerate or not, and at its pleasure to incorporate the same; to construct, own, rent and sell houses and other improvements, and to improve its lands in such manner as it may deem fit; to issue bonds from time to time in such amounts as it may deem proper, for the payment of money borrowed, or for its indebtedness, and to secure the same by mortgage or mortgages on the whole or any part of its property; to make such by-laws for the regulation and government of said corporation in any and all matters whatsoever not inconsistent with the Constitution and laws of the United States and of this State, as may be deemed necessary; and may add to, alter and amend the same from time to time as may be desired; and shall have, also, generally, all the rights, powers and privileges incident or appertaining to corporations as now provided for by laws of this State not in conflict with the provisions of this charter.

May condemn property.

SEC. 3. The said corporation shall have the right to condemn such property, rights of way or water courses as may be necessary to enable said company to successfully construct, erect and operate dams, railroads, railways, tramways, electric

works or water works, telephone lines, on payment to the owner or owners thereof of just compensation; such property, rights of way or water courses to be condemned, and such compensation to be determined in the manner now provided by law for the condemnation of lands and rights of way by railroad corporations. A. D. 1908.

Powers.

SEC. 4. The said corporation shall have the right to condemn such property and rights of way as may be necessary to enable said company to successfully construct, erect and operate the said railroads, electric railways, electric works and water works for public uses, on payment to the owner or owners thereof just compensation; such property, rights of way to be condemned and such compensation to be determined in the manner now provided by law for the condemnation of lands and rights of way by railroad corporations: *Provided,* In so constructing such dam or dams, canals, mills, buildings or machine shops, proper fishways and sluices over said dam or dams shall be constructed, so as not to prevent migratory fish from crossing same;" and should such manufacturing company, companies or persons refuse or fail to do so, they shall be liable to a fine of five thousand dollars, recoverable by the County in which such dam may be erected, in a Court of competent jurisdiction.

Capital.

SEC. 5. The parties aforesaid shall have power to raise by subscription a capital for the said corporation of one hundred thousand dollars ($100,000) in one thousand (1,000) shares of one hundred dollars each, with the right to organize said corporation whenever fifty (50) per cent. of said amount has been subscribed, and twenty (20) per cent. thereof has been paid in: *Provided, however,* That a majority of the Board of Directors of the said corporation shall have the power, from time to time, and as occasion may require, to increase the said capital stock to any extent not exceeding three million ($3,000,000) dollars, whenever they deem proper so to do, and the said corporation shall, by its laws, provide for the manner of raising and distributing such additional capital stock.

Issue of stock.

SEC. 6. The said corporation shall have authority in its by-laws to make all such regulations as may be deemed necessary and proper for the issuing and transfer of such stock, or for

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collecting and enforcing by sale or otherwise all subscriptions made thereto.

May consolidate.

SEC. 7. The said corporation is further authorized and empowered to consolidate and amalgamate itself with any other corporation or corporations created by this or any other State by a two-thirds vote of the stockholders of each of such corporations, and form one general company, under such name and style as may be agreed upon, and to issue and apportion the stock of such consolidated corporations, as may be agreed upon by said two-thirds of the stockholders in each of said corporations, and to take up, if deemed proper and best, the individual stock of each company and to replace it with stock of the general company in such manner and amounts as may be agreed upon by said two-thirds of stockholders: *Provided*, That such amalgamated company shall keep an office in the State of South Carolina, and thereupon such general company shall be invested with all the powers and franchises theretofore belonging to each and all of the several corporations so consolidating or amalgamating: *Provided, further*, That the rights and remedies of creditors shall not be affected by such consolidation.

Charter.

SEC. 8. That whenever said corporation has completed its organization, it shall pay to the Secretary of State the same amount of charter fees it would have been required to pay if the said charter had been obtained from the Secretary of State; and the fees for any increase of the capital stock of said corporation shall pay fees as now required by law in such cases.

SEC. 9. This Act shall be deemed and taken as a public Act, and shall go into effect from and immediately upon the date of its approval.

Approved the 23d day of February, A. D. 1903.

No. 155.

A. D. 1908.

AN ACT TO AUTHORIZE, RATIFY AND CONFIRM THE RIGHT AND POWER OF JOSEPH J. FRETWELL AND HIS ASSOCIATES, THEIR SUCCESSORS AND ASSIGNS, TO CONSTRUCT DAMS ACROSS SENECA RIVER, AND THE TUGALOO RIVER AND THE SAVANNAH RIVER TO THE GEORGIA LINE, AT ANDERSONVILLE, MCDONALD SHOALS, STEVENSON'S LEDGE, TUDNEY'S SHOALS AND MIDDLETON'S SHOALS, IN ANDERSON COUNTY.

Whereas, Joseph J. Fretwell and his associates are about to apply to the Secretary of State, under general laws for the promotion of certain corporations, etc., for authority to form a corporation under a name and style hereafter to be determined upon, for the purpose, among other things, of generating electricity by water power on Savannah River, Tugaloo River, and Seneca River, at or near Andersonville, in Anderson County, between Hatton's Ford, on Tugaloo River, and Carter and Cooley's Ferry, on Savannah River. Also at or near McDonald's Shoals, on Savannah River, in Anderson County, S. C., at a point between Carter and Cooley's Ferry and Park's Ferry; also at or near Stevenson's Ledge, in Savannah River between Park's Ferry, in said river, to the mouth of Cedar Creek, in said river; also at or near Turner's Shoals, in Savannah River, in Anderson County, between the mouth of Cedar Creek and R. P. Craft's Ferry; also at Middleton's Shoals, in Savannah River, in Anderson County, at a point between R. P. Craft's Ferry and J. M. Craft's Ferry. And in the charter to be issued to the said J. J. Fretwell and his associates, they will ask for the power and authority to construct dams across the said river, at or near the point above named, for the collection of sufficient water to operate electrical plants and machinery for manufacturing and other purposes. And, whereas, the said Savannah River, the said Seneca River and the said Tugaloo River are navigable steams, under the laws of this State for certain purposes (though no longer used as such), and some doubts may arise as to the power and authority of the Secretary of State to grant charter for the obstruction of said rivers and dams to be built across them:

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Right to erect dams across certain rivers conferred on Jos. J. Fretwell and associates.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the right, power and privilege to construct and maintain dams across Savannah River, Seneca River and Tugaloo River, at or near Andersonville, in Anderson County, between Hatton's Forl, in Tugaloo River, and Carter and Cooley's Ferry, in Savannah River. Also at or near McDonald's Shoals, in Savannah River, in Anderson County, S. C., at a point between Carter and Cooley's Ferry and Park's Ferry; also at or near Stevenson's Ledge, in Savannah River, between Park's Ferry, in said river, to the mouth of Cedar Creek, in said river; also at or near Turner's Shoals, in Savannah River, in Anderson County, between the mouth of Cedar Creek and R. P. Craft's Ferry; also at Middleton's Shoals, in Savannah River, in Anderson County. at a point between R. P. Craft's Ferry and J. N. Craft's Ferry, may be granted and provided for in the charter to be issued by the Secretary of State to the said Joseph J. Fretwell and his associates, as hereinbefore named, their successors and assigns, shall be, and is hereby, fully authorized, ratified and confirmed, to take effect whenever such charter shall be issued and the corporation to be formed by the said Joseph J. Fretwell and his associates shall be organized for business: *Provided,* Said corporation shall not be exempt hereunder for any damages it may cause by the building of said dams.

Approved the 23d day of February, 1903.

No. 156.

AN ACT TO CREATE A BOARD OF FIRE COMMISSIONERS FOR THE CITY OF GREENVILLE, IN THIS STATE, TO DEFINE ITS POWERS AND DUTIES.

Board of Fire Commissioners for Greenville established.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That on or after the first Tuesday in March, 1903, there shall be, and is hereby, established a Board of Fire Commisisoners in the city of Greenville, consisting of one upright and intelligent citizen from each of the six wards in the said city.

Members elected.

SEC. 2. The six members of said Board of Commissioners

shall be elected by the City Council of Greenville at its meeting on the first Tuesday in March, 1903, or as soon thereafter as can be done, but no person shall be elected who does not receive a majority vote of all members elected to said City Council. A. D. 1903.

SEC. 3. The members of the first Board of Fire Commissioners elected, shall hold their office for one, two, three, four, five and six years, respectively, from the said first Tuesday in March, 1903, and until their successors are elected and qualified; and on the said first Tuesday in March in each year thereafter, or as soon thereafter as can be done, there shall be elected one member of said Board of Fire Commissioners in the same manner as above described, for a term of six years, and until his successor is elected and qualified. Term of office.

SEC. 4. The members of the Board of Fire Commissioners shall meet on Tuesday after the first Tuesday in March, 1903, at some suitable place, and after taking oath of office similar to that taken by the Mayor, shall proceed to organize by electing a President and Secretary from among their own number. They shall then proceed to draw lots by numbers for the term of office each shall serve. The member drawing the lowest number shall serve one year; the one drawing the next lowest number, two years; and so on until each member's term shall be designated by the number drawn by him. Five members of the Board shall constitute a quorum for the transaction of business. The Board may determine the manner in which any vote may be taken by it. The Board shall have power to elect a President *pro tempore* to serve in the absence or in case of the temporary disability of the President. The Board shall have regular monthly meetings. Extra meetings shall be called by the President of said Board whenever he shall deem it expedient, or upon request of three members of said Board. The members of said Board shall receive no compensation for their services as such, and if any member, after being duly elected and accepted, shall refuse to serve on said Board, he shall be subjected to a fine of twenty-five dollars, to be imposed by the Mayor and collected as other fines. Any member of said Board may be removed from office for good cause shown by a vote of two-thirds of all the members elected to said City Council. Meetings.

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Vacancies.

SEC. 5. All vacancies shall be filled by election, as above provided for elections, and a person elected to fill an unexpired term shall serve only to the expiration of such term, unless re-elected.

Who eligible.

SEC. 6. No person shall be eligible to election on said Board who is not a citizen of Greenville, and who has not resided in said city one year previous to his election, nor shall any person be elected who at the time of his election holds any office of profit or trust under the national, State, municipal or County government, except Notaries Public and members of the State militia; and any member of said Board accepting any such office thereby vacates his membership on the Board.

SEC. 7. The President shall preside over all of the meetings of the Board, and be its chief executive officer.

Records.

SEC. 8. The acts and doings of said Board shall be recorded in a book kept for the purpose, which book shall be open to the inspection of all citizens. The City Council shall furnish said Board with a permanent office, and pay all its legitimate expenses for stationery, &c., upon vouchers, signed by the Secretary, and approved by the President and one other member of said Board.

Compensation.

SEC. 9. That on or before the first Tuesday in March, 1903, and of each and every first Tuesday in March thereafter, the City Council of Greenville shall by resolution or ordinance fix the compensation and the number of officers and men of the fire force of the city of Greenville for the ensuing year, the year to be reckoned from the first Tuesday in March to the first Tuesday of the following March of each and every year, and shall immediately transmit a certified account of their action to the Board of Fire Commissioners.

To elect fire force and make rules.

SEC. 10. That the force of the fire department of the city of Greenville, as designated by the City Council, shall be elected by the Board of Fire Commissioners, and said Board shall make such rules and regulations for the government of the men and property of the fire department of said city as it may deem necessary and proper for the control and management of the same, assigning duties and places to the employees and officers of said department, with full power at any time to alter, amend or repeal such rules and regulations or any of them. In any investigation pertaining to the duties or conduct of the fire

force, the Board shall have power to compel the attendance of persons, and send for papers, and by their presiding officer administer oaths.

Powers.

SEC. 11. Said Board shall have and exercise fully and exclusively the powers necessary for the government, management, maintenance and direction of the fire department of said city. All property in use by the firemen or fire department belonging to the said city shall be under the control of the said Board. The said Board shall, subject to the other provisions of this Act, have full power to provide equipments and supplies of any kind and all kinds necessary in the controlling, prevention and extinguishment of fires, and for fire alarm purposes. They may, with the consent of the City Council, increase the number of companies in service as from time to time they deem necessary, and may provide a supplementary force to be used upon such terms and conditions as they may fix.

May punish members of fire department.

SEC. 12. Said Board shall have power, in its discretion, on conviction of the members of said fire department of any offense of the rules or neglect of duty, or for any other breach or negligence in violation of the rules and regulations of the Board, to punish the offending party by reprimand, by suspension, by fines not exceeding fifty dollars each, by withholding pay for a specific time, or by dismissal from the force: *Provided,* That a full and impartial hearing and trial shall be given to such officer or employee by the said Board at a meeting to be called for the purpose.

Estimates.

SEC. 13. It shall be the duty of the Board of Fire Commissioners once in each year, or more frequently if deemed necessary by said Board, or requested in writing by said City Council, to submit to said City Council in writing a classified estimate of what funds will be needed for the proper maintenance and care of said fire department, and to request said Council to make appropriations accordingly. It shall be the duty of the said Council to appropriate annually, monthly or otherwise, as it may elect, upon the recommendation of said Board of Fire Commisisoners, such sums of money as said Council shall deem sufficient for the proper maintenance of said fire department, for pay roll expenses, construction and equipments, &c.

Pay of fire department.

SEC. 14. The officers and members of said fire department

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shall be paid by check, order or certificate on the Mayor and Clerk and Treasurer of said city. Said check, order or certificate to be signed by the President and Secretary of the Board of Fire Commissioners and two other members of said Board, in accordance with the rate of compensation fixed by the City Council, and subject to such deductions for fines and for lost time as may have been ordered by said Board.

SEC. 15. This Act shall go into effect immediately upon its passage.

SEC. 16. That this Act shall be a public Act, and all Acts and parts of Acts inconsistent herewith be, and the same are hereby, repealed.

Approved the sixteenth day of February, A. D. 1903.

No. 157.

AN ACT TO AUTHORIZE THE CONSTRUCTION AND MAINTENANCE OF A DAM ACROSS KINLOCH CREEK, IN GEORGETOWN COUNTY.

Whereas, in order to drain certain low lands in the County of Georgetown, which lands are subject to overflow, by reason of high tides and freshets in the Santee River, it has become necessary to construct a dam across Kinloch Creek; and whereas, said creek is situated entirely in Georgetown County, and the lands bordering on said stream are almost entirely owned or controlled by A. A. Springs and St. J. M. Lachicotte, co-partners in business under the firm name of S. M. Ward, & Co.; and whereas, by reason of the drainage and protection of said lands from overflow, their taxable value will be greatly enhanced, and without the dam provided for in this Act, a large part of the land bordering on said creek will eventually become abandoned and valueless as some portions of it now are; and whereas, it is the purpose of said parties to construct a good and sufficient floodgate, so as to allow the water to pass out of said creek; and whereas, the erection of a dam across Kinloch Creek is the only feasible and practicable scheme for the drainage of said lands; and whereas, in order to remove any doubt as to the authority of A. A. Springs and

St. J. M. Lachicotte, co-partners, doing business as S. M. Ward & Co., to erect, construct and maintain a dam across said "Kinlock Creek," now

A. D. 1903.

Right granted to erect a dam across Kinloch Creek in Georgetown County.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the right, power and privilege to construct, erect and maintain a dam across said Kinloch Creek is hereby authorized, granted and given to said A. A. Springs and St. J. M. Lachicotte, co-partners, doing business under the firm name of S. M. Ward & Co., their heirs and assigns and the survivors of them, or either of them: *Provided*, That the said A. A. Springs and St. J. M. Lachicotte, co-partners doing business under the firm name of S. M. Ward & Company, shall be liable for all such damages as may be established in any Court of competent jurisdiction by any land owner claiming that his land has been damaged by reason of the erection of said dam.

Approved the third day of March, A. D. 1903.

No. 158.

AN ACT TO AUTHORIZE THE LEXINGTON AND COLUMBIA RAILWAY COMPANY TO CONSTRUCT ITS TRACK THROUGH CERTAIN COUNTIES, AND FOR OTHER PURPOSES.

Powers conferred on Lexington and Columbia Railway Company

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Lexington and Columbia Railway Company, a corporation heretofore created under the laws of this State, shall have the right to construct a railroad track or tracks from the town of Lexington, in the County of Lexington, to the town of Saluda, in the County of Saluda, and from the city of Columbia, in the County of Richland, to the city of Sumter, in the County of Sumter, and elsewhere in said State; that said company shall have the right to erect poles along its tracks and hang wires thereon; to erect a bridge across Wateree River, between Columbia and Camden; to condemn land for rights of way through the Counties of Sumter, Kershaw, Richland, Lexington and Saluda and elsewhere in said State, and to increase its capital stock to five million dollars.

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SEC. 2. That said company shall have the right to construct a dam or dams across the Saluda River, in Lexington County, at any point or points at which said river is not now navigable, for the purpose of generating electricity.

Approved the 23d day of February, A. D. 1903.

No. 159.

AN ACT TO INCORPORATE THE BOARD OF TRUSTEES OF THE PRESBYTERIAN COLLEGE OF SOUTH CAROLINA.

Board of Trustees of Presbyterian College, incorporated.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Board of Trustees of the Presbyterian College of South Carolina shall consist of nine members of the Presbyterian Church resident in the town of Clinton, and of other members as follows: Three from each Presbytery connected with the Synod of South Carolina, in connection with the Presbyterian Church in the United States, to be elected by said Presbyteries for a term of three years each, and three graduates of the said College, to be elected at their annual meeting by the Alumni of the Presbyterian College of South Carolina. The nine resident members shall be, in the first instance, M. P. Jacobs, A. E. Spencer, J. A. Bailey, W. E. Owens, G. C. Young, J. C. Copeland, J. I. Copeland, W. A. Shands and J. J. Boozer, to serve for three years, and until their successors in office shall be elected by the officers of the First Presbyterian Church of the town of Clinton, S. C.: *Provided,* That in case of any failure to elect said members, the same members shall continue in office until their successors are duly elected. In case any Presbytery or the Alumni of said College shall fail to appoint said members, the appointment shall be made by the remaining members of the Board, in annual meeting assembled: *Provided,* That such appointments shall hold good only until said Presbyteries or Alumni shall make the appointments as ordered.

Powers.

SEC. 2. That said Board of Trustees of the Presbyterian College of South Carolina shall have perpetual succession and a common seal, may sue and be sued, and may purchase, take, receive and hold any real or personal property whatever, and

may sell, transfer, lease, mortgage and convey any such property. But nothing in this Section shall authorize said Board of Trustees to use or dispose of any property given, bequeathed, devised or conveyed to them contrary to the conditions annexed to any such gift, bequest, devise or conveyance.

Rules.

SEC. 3. That the Board of Trustees of the Presbyterian College of South Carolina shall be authorized to make a constitution and laws for the government of said College, and for the preservation of order and good morals therein, not inconsistent with the laws of South Carolina and the United States.

President.

SEC. 4. That the Board of Trustees of the Presbyterian College of South Carolina shall have the exclusive right to elect a President of said College, and such professors, tutors and officers as they shall think proper. In making provision for the salaries of such professors, it shall not be lawful for said Board to make the payment of same a claim on the real estate and endowments of said College.

Faculty.

SEC. 5. That the President and professors of the Presbyterian College of South Carolina shall be the Faculty thereof, and with the advice and consent of the Board of Trustees, shall have the right to recommend to said Board persons suitable to receive such degrees and marks of literary distinction as are usually conferred in Colleges and Universities.

Executive Committee.

SEC. 6. That the Board of Trustees of the Presbyterian College of South Carolina shall have perpetual succession of officers and members, shall adopt its own by-laws, and may lawfully appoint an Executive Committee to consist of not more than nine members, with right to transact all business needful for the good of the College, except in such matters as are specially reserved by the Board of Trustees.

May change name.

SEC. 7. That the Board of Trustees of the Presbyterian College of South Carolina shall have authority to change the name of said College, and the name and title of the body politic hereby created; and in case of such change of name, the new body politic and corporate shall succeed to all the rights, powers, property, privileges and advantages conferred by this Act upon the Board of Trustees of the Presbyterian College of South Carolina.

SEC. 8. That all property, both real and personal, now held and owned by the Clinton College Association, shall become

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the property of the said Board of Trustees of the Presbyterian College of South Carolina, the said College to be permanently located in the town of Clinton, South Carolina.

SEC. 9. That this Act shall be deemed a public Act, and continue in force until repealed.

Approved the 20th day of February, A. D. 1903.

No. 160.

AN ACT TO PROVIDE FOR THE ERECTION OF A BRIDGE ACROSS SALUDA RIVER AT WARE SHOALS.

A bridge authorized across Saluda River at Ware Shoals.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, The County Supervisor of Greenwood County is hereby authorized jointly with the Supervisor of Laurens County to contract in the usual way for the building of a bridge across the main channel of Saluda River at Ware Shoals: *Provided,* That the Ware Shoals Manufacturing Company shall give proper obligation to said Supervisors to erect a suitable bridge across their canal, to build necessary abutments to both bridges and do such other work as necessary to complete a continuous highway across the river and canal: *And Provided, further,* That said Ware Shoals Manufacturing Company shall give such obligation as is acceptable to the contractors for the bridge across the channel of the river, that they will pay said contractors one-half the contract price for said bridge, said half not to exceed four thousand dollars, on the approval and acceptance of said bridge by the Supervisors named, said payment to be made as a loan to the County of Greenwood, to be carried without interest and to be paid as provided in Section 2.

SEC. 2. The Treasurer of Greenwood County shall be, and is, authorized and required to pay to the said Ware Shoals Manufacturing Company, each year, an amount equivalent to the taxes assessed against said Ware Shoals Manufacturing Company for such year for County purposes, until the loan made as provided in Section one is paid in full.

Approved the 20th day of February, A. D. 1903.

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No. 161.

AN ACT TO REPEAL AN ACT ENTITLED "AN ACT TO INCORPORATE THE TOWN OF SCOTIA, IN HAMPTON COUNTY," APPROVED DECEMBER 19TH, A. D. 1892.

Act incorporating Scotia, in Hampton County, repealed.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to incorporate the town of Scotia, in Hampton County," approved December 19th, A. D. 1892, be, and the same is hereby, repealed.

Approved the 16th day of February, A. D. 1903.

No. 162.

AN ACT TO INCORPORATE THE UNION MANUFACTURING AND POWER COMPANY.

Whereas, a Concurrent Resolution was passed by a two-thirds vote of each House of the General Assembly, allowing the introduction of this Bill, therefore:

The Union Mfg. and Power Company, incorporated.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Thos. C. Duncan, of Union, S. C., Arthur S. Wattles, of Canton Junction, Mass., George H. Bayne, of Nutley, N. J., George M. Wright, of Union, S. C., and Lawrence G. Young, of Union, S. C., and their associates and successors, be, and they are hereby, made and created a body politic and corporate, under the name and style of The Union Manufacturing and Power Company, with their principal place of business to be located on the lands near what was heretofore known as the Neal's Shoals, on Broad River, in the Counties of Union and Chaster, in this State, for the purpose of manufacturing, spinning, dyeing, printing, finishing and selling all goods of every kind made of cotton or wool, or of which cotton, wool or other fibrous articles may form a part, and any other article of any nature or kind whatsoever which they may from time to time desire; for spinning cotton, grinding and milling wheat, corn and other grains; sawing lumber, and selling merchandise; and for producing and making all machinery, tools and implements necessary to be used for such

Purpose.

A. D. 1908.

purposes; with power also to develop power by electricity, and utilize the same; to erect wires for the transmission of such power to distant points, and to furnish and sell the same to other parties; to erect such dams, canals, mills, buildings, machine shops, stores, dwellings and other works as may be required or necessary to carry out any or all of such branches of manufacture and business, and also for the transaction of any and all business connected with the purposes so recited: *Provided,* In so constructing such dam or dams, canals, mills, building or machine shops, proper fishways and sluices over said dam or dams shall be constructed, so as not to prevent migratory fish from crossing same; and should such manufacturing company, companies or persons refuse or fail to do so, they shall be liable to a fine of five thousand dollars, recoverable by the County in which such dam may be erected, in a Court of competent jurisdiction. The said corporation shall have the right, which right is hereby expressly granted to said corporation, to erect, construct and maintain a substantial dam of stone, or such other material as they may deem best, across Broad River from bank to bank at some point near Neal Shoals, at which point said river is the dividing line between the Counties of Chester and Union.

Powers.

SEC. 2. That said corporation may purchase and hold all such real and personal estate as may from time to time be required for its purposes, or such as it may be obliged or may deem for its interest to take in settlement of any debts due to said corporation, and may dispose of the same in such manner and on such terms as it may deem proper; may sue and be sued, may have and use a common seal; shall have full power to lay off its lands into lots and parcels, and to lease, sell, donate or convey the same; to make sales, donations or loans of its lands, or other property, money or effects, to individuals or other corporations; to build and construct railroads, tramways or dummy lines, and operate the same, taking for such carriage or transportation reasonable fare or tolls, and using such motive power, steam, water or electrical, as may be deemed best, in such directions as may be necessary or advisable in connecting the separate parcels of such property together, or in reaching other lines of transportation, not to exceed twenty miles in length, or in the conduct and management of the busi-

ness of the company; to construct, own, rent and sell houses and other improvements, and to improve its lands in such manner as it may deem fit; to issue bonds from time to time in such amounts as it may deem proper, for the payment of money borrowed, or for its indebtedness, and to secure the same by mortgage or mortgages on the whole or any part of its property; to make such by-laws for the regulation and government of said corporation in any and all matters whatsoever not inconsistent with the Constitution and laws of the United States and of this State as may be deemed necessary; and may add to, alter and amend the same from time to time as may be desired; and shall have, also, generally, all the rights, powers and privileges incident or appertaining to corporations as now provided for by laws of this State not in conflict with the provisions of this charter.

May construct and operate water works.

SEC. 3. The said corporation shall also have full power to do all acts necessary to open, construct and operate such system or systems of water works as it may deem advisable, and to extend and enlarge the same from time to time as it may deem necessary. And the said corporation shall have the right and power to furnish water to neighboring towns, cities and communities for both public and private uses, and to make reasonable charges therefor.

May condemn property.

SEC. 4. The said corporation shall have the right to condemn such property and rights of way as may be necessary to enable said company to successfully construct, erect and operate the said railroads, electric railways, electric works and water works for public uses on paying to the owner or owners thereof just compensation; such property, rights of way to be condemned, and such compensation to be determined in the manner now provided by law for the condemnation of lands and rights of way by railroad corporations.

SEC. 5. The said corporation shall have authority to exercise and enjoy any and all the purposes, powers and franchises herein conferred, either individually or by assisting persons or corporations in the exercise of such or like purposes, powers and franchises in such manner as said corporations may deem advisable.

Capital.

SEC. 6. The parties aforesaid shall have power to raise by subscription a capital for the said corporation of one hundred

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thousand dollars ($100,000) in one thousand (1,000) shares of one hundred dollars each, with the right to organize said corporation whenever fifty (50) per cent. of said amount has been subscribed, and twenty (20) per cent. thereof has been paid in: *Provided, however,* That a majority of the Board of Directors of the said corporation shall have the power from time to time, and as occasion may require, to increase the said capital stock to any extent not exceeding five million ($5,000,000) dollars, whenever they deem proper so to do, and the said corporation shall, by its by-laws, provide for the manner of raising and distributing such additional capital stock.

By-laws.

SEC. 7. The said corporation shall have authority in its by-laws to make all such regulations as may be deemed necessary and proper for the issuing and transfer of such stock, or for collecting and enforcing by sale or otherwise, all subscriptions made thereto.

May consolidate.

SEC. 8. The said corporation is further authorized and empowered to consolidate and amalgamate itself with any other corporation or corporations created by this or any other State by a two-thirds vote of the stockholders of each of such corporations, and form one general company, under such name and style as may be agreed upon, and to issue and apportion the stock of such consolidated corporations, as may be agreed upon by said two-thirds of the stockholders in each of said corporations, and to take up, if deemed proper and best, the individual stock of each company and to replace it with stock of the general company, in such manner and amounts as may be agreed upon by said two-thirds of stockholders: *Provided,* That such amalgamated company shall keep an office in the State of South Carolina, and thereupon such general company shall be invested with all the powers and franchises theretofore belonging to each and all of the several corporations so consolidating or amalgamating: *Provided, further,* That the rights and remedies of creditors shall not be affected by such sonsolidation.

Charter fees.

SEC. 9. That whenever said corporation has completed its organization it shall pay to the Secretary of State the same amount of charter fees it would have been required to pay if the said charter had been obtained from the Secretary of State;

and the fees for any increase of the capital stock of said corporation shall pay fees as now required by law in such cases. A. D. 1903.

SEC. 10. This Act shall be deemed and taken as a public Act, and shall go into effect from and immediately upon the date of its approval.

Approved the 16th day of February, A. D. 1903.

No. 163.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT TO AMEND AN ACT ENTITLED 'AN ACT TO AUTHORIZE THE ELECTION OF A TOWN TREASURER FOR THE TOWN OF UNION, IN THE COUNTY OF UNION, AND PRESCRIBE HIS DUTIES.'"

Act authorizing election of Treasurer for Union, amended, making his election biennial.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That an Act entitled "An Act to amend an Act entitled 'An Act to authorize the election of a Town Treasurer for the town of Union, in the County of Union, and prescribe his duties,'" approved January 4th, A. D. 1894, be amended as follows: That the words "In each year," on line twelve of said printed Act, be stricken out, and the words "nineteen hundred and three and biennially thereafter on the same day: *Provided,* That in case the election in any year be not held on said day, the said Town Council of said town shall appoint a convenient day for such election as soon thereafter as possible," be substituted in lieu thereof; and that the words "One year," on line twenty-one of said Act, be stricken out, and the words "two years" be substituted in lieu thereof; and that the words, in lines thirty-six, thirty-seven, thirty-eight, thirty-nine and forty of said Act, beginning with the word "two" and ending with the word "disbursement," be stricken out, and the words "a yearly salary to be fixed by said Town Council prior to his election," be substituted in lieu thereof; so that Section 1 of the original Act, as amended in said Act, as further amended, shall read as follows:

Election of Treasurer for town of Union

Section 1. That on the second Tuesday in June, nineteen hundred and three, and biennially thereafter on the same day, an election shall be held for a Treasurer for the town of Union.

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Said election shall be held in said town by three managers, who shall be appointed by the Town Council of said town, and all persons shall be allowed to vote at said election who are eligible to vote for Intendant and Wardens of said town. The Town Council of said town shall give public notice of said election ten days prior thereto, and said election shall be held and conducted in the manner as provided by law for the election of Intendant and Wardens of said town. Said Town Treasurer shall hold office for two years, and until his successor is elected and qualified. Before entering upon the duties of his office, he shall enter into bond in the sum of five thousand dollars, payable to said town of Union, with condition for the faithful discharge of his duties as Town Treasurer. He shall receive and collect all moneys belonging to said town, and all taxes, fines and license fees laid and imposed by said Town Council, and shall disburse the same as directed by said Town Council, and shall pay over and deliver to his successor all moneys and property of said town remaining in his hands at the expiration of his term of office. He shall deposit all moneys received by him in any solvent bank as soon as received, and shall, on or before the first day of January, in each year, make and publish in a newspaper published in said town a report of the moneys received by him as Treasurer, and the disposition of the same. He shall receive as full compensation for his services a yearly salary to be fixed by said Town Council prior to his election. Approved January 4th, A. D. 1894.

Term.

Duties.

SEC. 2. That this Act shall take effect immediately upon its approval, and all Acts and parts of Acts inconsistent herewith are hereby repealed.

Approved the 16th day of February, A. D. 1903.

No. 164.

A. D. 1908.

AN ACT TO INCORPORATE THE INDIANOLA POWER COMPANY.

Whereas, a Concurrent Resolution was passed by a two-thirds vote of each House of the General Assembly, allowing the introduction of this Bill, therefore:

Indianola Power Company, incorporated.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That LeRoy Springs, T. J. Williams, W. C. Thomson, and J. H. Witherspoon, of Lancaster, S. C., their associates and successors, be, and they are hereby, made and created a body politic and corporate, under the name and style of The Indianola Power Company, with their principal place of business at Lancaster, S. C., for the purpose of manufacturing, spinning, dyeing, printing, furnishing and selling all goods of every kind made of cotton or wool, or of which cotton or wool, or other fibrous articles, may form a part, and any other article of any value or kind whatsoever which they may from time to time desire, for spinning cotton, grinding and milling wheat, corn and other grains, sawing lumber, and selling merchandise, and for producing and making all machinery, tools and implements necessary to be used for such purposes, with power also to develop power by electricity, and utilize the same; to erect wires for the transmission of such power to distant points, and to furnish and sell the same to other parties; to erect such dams, canals, mills, buildings, machine shops, stores, dwellings and other works as may be required or necessary to carry out any and all of such branches of manufacture and business, and also for the transaction of any and all business connected with the purposes so recited: *Provided,* In so constructing such dam or dams, canals, mills, buildings or machine shops, proper fishways and sluices over said dam or dams shall be constructed, so as not to permit migratory fish from crossing same; and should such manufacturing company, companies or persons refuse or fail to do so, they shall be liable to a fine of five thousand dollars, recoverable by the County in which such dam may be erected, in a Court of competent jurisdiction. The said corporation shall have the right, which right is hereby expressly granted to said corporation, to erect, construct and maintain a substantial dam or dams of stone or such other material as they may deem best across

Purposes.

Fish ways.

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Dam across Catawba River.

the Catawba River from bank to bank; at some point near Landsford, at which point said river is the dividing line between the Counties of Chester and Lancaster.

Powers.

SEC. 2. That said corporation may purchase and hold all such real and personal estate as may from time to time be required for its purposes, or such as it may be obliged or may deem for its interest to take in settlement of any debts due to said corporation, and may dispose of the same in such manner and on such terms as it may deem proper; may sue and be sued, may have and use a common seal; shall have full power to lay off its lands into lots and parcels, and to lease, sell, donate or convey the same; to make sales, donations or loans of its lands or other property, money or effects, to individual or other corporations; to build and construct railroads, tramways or dummy lines, and to operate the same, taking for such carriage or transportation reasonable fare or tolls; and using such motive power, steam, water or electrical, as may be deemed best, in such directions as may be necessary or advisable in connecting the separate parcels of such property together; to assist other persons or corporations in such manner as the said corporations may deem desirable, in leasing, constructing, owning and operating mills, factories, work shops or other industrial enterprises of any kind; and whether herein enumerated or not, and at its pleasure, to incorporate the same; to construct, own, rent and sell houses and other improvements, and to improve its lands in such manner as it may deem fit; to issue bonds from time to time in such amounts as it may deem proper, for the payment of money borrowed, or for its indebtedness, and to secure the same by mortgage or mortgages on the whole or any part of its property; to make such by-laws for the regulation and government of said corporation in any and all matters whatsoever not inconsistent with the Constitution and the laws of the United States and of this State as may be deemed necessary; and may add to, alter and amend the same from time to time as may be desired; and shall have also generally all the rights, powers and privileges incident or appertaining to corporations as now provided for by laws of this State not in conflict with the provisions of this charter.

May operate water works.

SEC. 3. That said corporation shall also have full power to do all acts necessary to open, construct and operate such sys-

tem or systems of water works as it may deem advisable, and to extend and enlarge the same from time to time as it may deem necessary; and the said corporation shall have the right and power to furnish water to neighboring towns, cities and communities for both public and private uses and to make reasonable charges therefor.

SEC. 4. The said corporation shall have the right to condemn such property and rights of way as may be necessary to enable said company to successfully construct, erect and operate the said railroads, electric railways, electric works and water works for public uses, on payment to the owner or owners thereof just compensation, such property, rights of way to be condemned, and such compensation to be determined in the manner now provided by law for the condemnation of lands and rights of way by railroad corporations.

SEC. 5. The said corporation shall have authority to exercise and enjoy any and all the purposes, powers and franchises herein conferred, either individually or by assisting persons or corporations in the exercise of such or like purposes, powers and franchises in such manner as said corporation may deem advisable.

Capital.

SEC. 6. The parties aforesaid shall have power to raise by subscription a capital for the said corporation of five hundred thousand dollars ($500,000) in five thousand (5,000) shares of one hundred dollars each, with the right to organize said corporation whenever fifty (50) per cent. of said amount has been subscribed, and twenty (20) per cent. thereof has been paid in: *Provided, however,* That a majority of the Board of Directors of the said corporation shall have the power from time to time, and as occasion may require, to increase said capital stock to any extent not exceeding five million (5,000,000) dollars, whenever they deem proper so to do, and the same corporation shall by its laws, provide for the manner of raising and distributing such additional capital stock.

By-laws.

SEC. 7. The said corporation shall have authority in its by-laws to make all such regulations as may be deemed necessary and proper for the issuing and transfer of such stock, or for collecting and enforcing by sale or otherwise all subscriptions made thereto.

May consolidate.

SEC. 8. The said corporation is further authorized and em-

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powered to consolidate and amalgamate itself with any other corporation or corporations created by this or any other State by a two-thirds vote of the stockholders of each of such corporations, and form one general company, under such name and style as may be agreed upon, and to issue and apportion the stock of such consolidated corporations as may be agreed upon by said two-thirds of the stockholders in each of said corporations, and to take up, if deemed proper and best, the individual stock of each company, and to replace it with stock of the general company in such manner and amounts as may be agreed upon by said two-thirds of said stockholders: *Provided*, That such amalgamated company shall keep an office in the State of South Carolina, and thereupon such general company shall be invested with all the powers and franchises theretofore belonging to each and all of the several corporations so consolidating or amalgamating: *Provided, further*, That the rights and remedies of creditors shall not be affected by such consolidation.

SEC. 9. That whenever said corporation has completed its organization, it shall pay to the Secretary of State the same amount of charter fees it would have been required to pay if the said charter had been obtained from the Secretary of State; and the fees for any increase of the capital stock of said corporation shall pay fees as now required by law in such cases.

SEC. 10. This Act shall be deemed and taken as a public Act, and shall go into effect from and immediately upon the date of its approval.

Approved 20th day of February, A. D. 1903.

No. 165.

AN ACT TO PROVIDE FOR THE PASSAGE UPON AND PAYMENT OF THE CLAIMS OF N. W. BROOKER.

Sinking Fund Commission to pass on claims of N. W. Brooker.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund be, and they are hereby, authorized to pass upon the claims of N. W. Brooker, presented or to be presented to them, for services as their field agent, and to pay him such sum or

sums as they may deem proper; which payment shall be full and complete discharge of all claims. A. D. 1903.

SEC. 2. All Acts or parts of Acts inconsistent with this Act are hereby repealed.

Approved the 21st day of February, A. D. 1903.

No. 166.

AN ACT TO REFUND TAXES OVERPAID BY JOHN C. FUNCHESS.

State Treasurer to refund John C. Funchess overpaid taxes.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the State Treasurer be, and is hereby, authorized and required to refund and pay to John C. Funchess the sum of thirty-two 40-100 dollars, taxes overpaid by him, and that the County Treasurer of Orangeburg County be, and is hereby, authorized and required to pay John C. Funchess the sum of twelve 45-100 dollars taxes overpaid by him.

Approved the 20th day of February, A. D. 1903.

No. 167.

AN ACT TO REFUND TO MRS. S. J. NETTLES AND MISS E. S. MCCALL, OF DARLINGTON COUNTY, CERTAIN TAXES.

Mrs. S. J. Nettles and Miss E. S. McCall refunded certain taxes.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Comptroller General of this State be, and is hereby, authorized and required to draw his warrant on the State Treasurer in favor of Mrs. S. J. Nettles and Miss E. S. McCall for the sum of thirteen dollars ($13.00), and the State Treasurer is hereby authorized and required to pay said warrant out of any funds in the State Treasury not otherwise appropriated; and the County Supervisor of Darlington County is hereby authorized and required to draw his warrant on the Treasurer of Darlington County in favor of Mrs. S. J. Nettles and Miss E. S. McCall for the sum of ten and 7-100 dollars ($10.07), and the Treasurer of Darlington County is hereby authorized and required to pay the said war-

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rant out of the funds in his hands for said County; and the County Superintendent of Education for Darlington County is hereby authorized and required to draw his warrant on the Treasurer of Darlington County in favor of Mrs. S. J. Nettles and Miss E. S. McCall for the sum of eleven and 70-100 dollars ($11,70), and the said County Treasurer is hereby authorized and required to pay said warrant out of any school funds for said County applicable thereto; for the purpose of refunding to Mrs. S. J. Nettles and Miss E. S. McCall taxes erroneously paid in the above proportions to State, County and school for the years 1898, 1899, 1900 and 1901.

Approved the 23d day of February, A. D. 1903.

No. 168.

AN ACT TO REFUND, REPAY AND RETURN CERTAIN TAXES TO "THE PROTESTANT EPISCOPAL CHURCH OF THE PARISH OF ST. PHILIP, IN CHARLESTON, IN THE STATE OF SOUTH CAROLINA."

Whereas, the parsonage of "The Protestant Episcopal Church of the Parish of St. Philip, in Charleston, in the State of South Carolina" (a body politic and corporate by virtue of and under an Act of the General Assembly of the State of South Carolina, ratified 20th December, 1791), was erroneously assessed for taxation in the year 1898, and thereupon taxes were charged and levied on the said parsonage for the fiscal year 1898, and thereafter for the fiscal years 1899, 1900 and 1901, and the said church was required to pay and did pay all of the said taxes: And whereas, the Supreme Court of the State in March, 1902, decided that the said parsonage is exempt from taxation, and that the County Auditor of Charleston County must correct the tax duplicate by striking therefrom the assessment of the said parsonage (see the case entitled "The Protestant Episcopal Church of the Parish of St. Philip *v.* Prioleau, as County Auditor," and reported at pages 70, 71, 72 and 73 of the 63d volume of South Carolina Reports), wherefore and whereupon the said taxes for the fiscal year 1901 were refunded, repaid and returned to the said church by the

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County Treasurer of Charleston County under and by the direction of the Comptroller General of the State on a petition to him, the said Comptroller General, by the said church; and whereas, the said taxes for the fiscal years 1898, 1899 and 1900, cannot be refunded, repaid and returned except under and by the direction of an Act of the General Assembly of the State; now, therefore,

Certain taxes refunded St. Phillips Church, Charleston.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the State Treasurer be, and he is hereby, authorized and directed to refund, repay and return to the said "The Protestant Episcopal Church of the Parish of St. Philip, in Charleston, in the State of South Carolina," the sum of fifty-two dollars and fifty cents ($52.50), the same being the amount of the *State's* portion of the said taxes for the fiscal years 1898, 1899 and 1900, out of any funds in the State Treasury not otherwise appropriated, and to take the receipt of the Treasurer of the said church therefor, which said receipt shall be the proper and sufficient voucher of the State Treasurer for the same.

SEC. 2. That the County Treasurer of Charleston County be, and he is hereby, authorized and directed to refund, repay and return to the said church the sum of twenty-seven dollars and twelve cents ($27.12), the same being the amount of the *County's* portion of the said taxes for the fiscal years 1898, 1899 and 1900, out of the general County fund of the said County, and also the sum of thirty-one dollars and fifty cents ($31.50), the same being the amount of the *School* portion of said taxes for the fiscal years 1898, 1899 and 1900, out of the general school fund of the said County; and to take the receipts of the Treasurer of the said church therefor, which said receipts shall be proper and sufficient vouchers of the said County Treasurer for the same.

SEC. 3. That the City Treasurer of the city of Charleston be, and he is hereby, authorized and directed to refund, repay and return to the said church the sum of fourteen dollars ($14.00), the same being the amount of the special school tax levied and collected by him from the said church on its said parsonage, under the authority of the Act to raise supplies and make appropriations for each of the fiscal years 1898, 1899,

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1900 and 1901, out of any such special school tax fund now or hereafter in his hands.

Approved the 6th day of February, A. D. 1903.

No. 169.

AN ACT TO AUTHORIZE AND DIRECT THE COMMISSIONERS OF THE SINKING FUND TO SELL AND CONVEY TO DELPHIA A. VEREEN ALL THE ESTATE OF HER STEP-FATHER, A. L. PENDERGRASS.

Sinking Fund Commission to sell to Delphia A. Vereen interest of the State in certain property.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of the State of South Carolina are authorized and directed to sell and convey to Delphia A. Vereen for the sum of five (5) dollars, all the right, title and interest of the State in the estate of A. L. Pendergrass, late of Horry County, deceased, and upon the production of such conveyance the Probate Judge of said County shall pay the same to her.

Approved the 20th day of February, A. D. 1903.

No. 170.

AN ACT TO AUTHORIZE AND REQUIRE THE COMPTROLLER GENERAL TO REFUND TO THE EXECUTORS OF JOHN T. YOUNGBLOOD ANY AMOUNT PAID IN EXCESS OF THE AMOUNT FOUND TO BE ACTUALLY DUE.

Jno. T. Youngblood to be refunded any excess found due him.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Comptroller General is authorized and required to examine the books and vouchers of John T. Youngblood, late Treasurer of Pickens County, for the purpose of discovering and correcting any mistake that may have been made in the final settlement with his executors. If the mistake should appear in favor of the County, the Supervisor shall issue his warrant on the County Treasurer for such amount, when ordered so to do by the Comptroller General; if on account of the school fund, the County Superintendent of

Education shall issue his warrant or order on the County Treasurer for such amount, when ordered in writing to do so by the Comptroller General; if on account of State taxes, then such amount as may be found due shall be paid on the warrant of the Comptroller General. A. D. 1903.

Approved the 13th day of February, A. D. 1903.

No. 171.

AN ACT TO PROVIDE FOR A MONUMENT TO THE MEMORY OF WADE HAMPTON.

Whereas, the following preamble and resolutions were adopted by the last Democratic Convention:

Whereas, it has pleased God, in His wise providence, to call to His eternal rest our illustrious fellow-citizen, Wade Hampton; and, whereas, we the representatives of South Carolina, in Convention assembled, recalling his glorious example in war and in peace, and especially mindful of his incalculable service to the State as her great leader and counselor in 1876, would put on record our sense of his noble career and our appreciation of his loss; thefefore, be it

Resolved, That in the death of General Wade Hampton, South Carolina laments the loss of one of her greatest citizens and most distinguished soldiers, and a leader and counselor in her direst necessity, to whom she owes a debt of lasting veneration and love. His name and fame are a heritage of which any people might be proud. And we further recommend that a suitable statue be erected by the State and placed in the State Capitol. Therefore,

Appropriation made for a monument to Gen. Wade Hampton.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the sum of twenty thousand dollars be appropriated, to be used in connection with ten thousand dollars to be raised by voluntary contribution. Said twenty thousand dollars shall not become available until the sum of ten thousand dollars shall be raised by voluntary contributions, and the same shall have been deposited in some bank within the State, to the credit of the Commission to be appointed by the Governor, as is provided for in Section 2

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hereof. The total amount shall be used for the purpose of erecting upon the Capitol grounds, an equestrian statue to the memory of Wade Hampton.

SEC. 2. That a Commission of five citizens be appointed by the Governor to take charge of the funds appropriated in Section 1, when available, and also of all voluntary contributions which may be committed to them, and that they shall take charge of the location, inscription and erection of the monument.

Approved the 19th day of February, A. D. 1903.

No. 172.

AN ACT TO ENTITLE MALCOLM P. HARRIS TO APPLY FOR ADMISSION TO PRACTICE LAW.

Malcolm P. Harris, a minor, permitted to apply for permission to practice law.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That Malcolm P. Harris, a minor, upon graduation from the Law School of the South Carolina College and complying with the other terms imposed by Chapter XCI. of the Civil Code of Law of South Carolina, 1902, except that of age, be allowed to apply for admission to practice of law, and, upon a proper motion and showing, the Supreme Court authorized to grant the privilege conferred by said Chapter to the said Malcolm P. Harris.

Approved the 20th day of February, A. D. 1903.

No. 173.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE STATE TREASURER TO WRITE OFF OF THE BOOKS IN HIS OFFICE CERTAIN BONDS ENTERED ON SAID BOOKS AS "OLD BONDS NOT FUNDABLE (ACT OF 1896) BLUE RAILROAD BONDS $37,000."

Certain bonds to be written off the books of the State Treasurer.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That whereas, by an Act of the Legislature of 1896, the Treasurer of this State is forbidden to

pay, consolidate or fund any coupon bond of the State after the expiration of twenty years from the date of maturity of such bonds, and certain bonds entered on the books of the State Treasurer as "Old bonds not fundable (Act of 1896) Blue Railroad Bonds $37,000," are still carried on the books of the State Treasurer; therefore, be it A. D. 1903.

Resolved, That the State Treasurer, be, and he is hereby, authorized and required to write said bonds off of the books in his office, and no longer carry said bonds on the books as a debt of the State.

(The above Joint Resolution was passed by the General Assembly during the regular session of 1902, was vetoed by Governor M. B. McSweeney, January 13th, A. D. 1903, and was passed over his veto, in the Senate, February, 19th, A. D. 1903, and in the House of Representatives, February 20th, A. D. 1903. See Senate Journal, session 1903, page 500, and House of Representatives Journal, page 626.)

No. 174.

A JOINT RESOLUTION TO REQUIRE THE TREASURER OF SOUTH CAROLINA AND THE COUNTY TREASURER OF YORK COUNTY TO REFUND TO BOWLING GREEN KNITTING MILLS CERTAIN OVERPAID TAXES.

Treasurer of York County to refund Bowling Green Knitting Mills overpaid taxes

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Treasurer of York County be, and he is hereby, authorized and required to refund to Bowling Green Knitting Mills twenty-five dollars and thirteen cents, for taxes overpaid by said Bowling Green Knitting Mills for the year 1902, and take their receipt therefor, which shall be his proper voucher in settlement with the Comptroller General and State Treasurer.

SEC. 2. That the State Treasurer be, and he is hereby, authorized and directed to refund to Bowling Green Knitting Mills, of York County the sum of forty dollars and twenty-two cents ($40.22), taxes overpaid to the State for the year 1902, out of any funds in the State Treasury not otherwise

A. D. 1903. appropriated, and to take the receipt of Bowling Green Knitting Mills therefor, which said receipt shall be proper and sufficient voucher of the State Treasurer therefor.

Approved the 23d day of February, A. D. 1903.

No. 175.

A JOINT RESOLUTION TO PROVIDE FOR A SPECIAL ASSESSMENT OF REAL PROPERTY IN LEE COUNTY.

Whereas, in the formation of Lee County and the transfer of real property from Sumter, Kershaw and Darlington Counties, lands now within Lee County are charged on the tax books of the above Counties, and lands lying in the above mentioned Counties are now charged on the tax books of Lee County; therefore,

Tax returns of real estate to be taken for 1903.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, The County Auditor of Lee County is hereby authorized and required to take tax returns of real estate for 1903; and the Boards of Assessors and Board of Equalization of Lee County are charged with the duty of assessing and equalizing the real property in Lee County for 1903, such assessment and equalization to be for the years 1903, 1904 and 1905.

Approved the 20th day of February, A. D. 1903.

No. 176.

A JOINT RESOLUTION TO PROVIDE PAYMENT FOR THE TREASURERS AND AUDITORS OF SUMTER, DARLINGTON AND KERSHAW COUNTIES FOR SERVICES RENDERED IN COMPLIANCE WITH SECTION 14 OF THE ACT ESTABLISHING LEE COUNTY.

Certain officials to be paid for services in establishing Lee County.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the Comptroller General be and is authorized and required to draw his warrants in the following amounts in favor of the persons herein named, and the

A. D. 1903.

State Treasurer to pay the same, to wit: To the Treasurers of Sumter, Darlington and Kershaw Counties, respectively, two hundred dollars, seventy-five dollars, fifty dollars; and to the Auditors of Sumter, Darlington and Kershay Counties, respectively, two hundred dollars, one hundred dollars, fifty dollars, for services rendered by the said Treasurers and Auditors in carrying out the provisions in Section 14 of the Act establishing Lee County.

Approved the 23d day of February, A. D. 1903.

No. 177.

A JOINT RESOLUTION TO PROVIDE FOR REPAYMENT OF EXCESS COMMUTATION TAX TO CERTAIN PERSONS IN OCONEE COUNTY.

Certain persons in Oconee County to be paid excess road tax paid by them.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the County Board of Commissioners in and for Oconee County be, and are hereby, authorized and required to draw their warrant in favor of each of the following persons for the sum of two dollars, and the County Treasurer to pay the said draft out of any funds in his hands, applicable thereto, the same being excess commutation road tax paid by said persons for the year 1902, to wit: In favor of W. H. Cox, J. E. Edward, Marcus D. Lee, J. L. Smith, J. E. Duncan, F. H. Smith, W. L. Bellinger, J. D. Isbell, Sam Isbell, J. M. Beatty, A. G. Waite, J. D. Bobb, Paul Singleton, Lee Harrison, C. C. Simpson, Will McIntyre, R. W. Beck, Miles Phillips, W. M. Brown, John Phillips, Weyman Cox, V. J. Coker, Henry Coker, W. D. Brown, F. P. Moore, Boyce Woolbright, W. J. D. Long, S. P. Nelson, J. M. Duncan, W. M. Smith, Crayton Moore, Sam Powell, S. L. Richardson.

Approved 2d day of March, A. D. 1903.

A. D. 1908.

No. 178.

A JOINT RESOLUTION TO APPOINT A COMMISSION TO PAY TO COLLETON COUNTY THE PROPORTION DUE BY DORCHESTER COUNTY OF THE BONDS ISSUED BY COLLETON COUNTY IN AID OF THE GREEN POND, WALTERBORO AND BRANCHVILLE RAILROAD, AND TO PROVIDE FOR COMPENSATION FOR SUCH COMMISSION AND FOR THE CANCELLATION OF SUCH BONDS.

Commission appointed to adjust certain liabilities of Colleton and Dorchester Counties.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That J. H. Knight, Supervisor, and J. M. Whetsell, Treasurer of Dorchester County, and Elear Doar, be, and they are hereby, appointed a Commission on the part of Dorchester County to pay to the proper officers of Colleton County the proportion of the bonds issued by Colleton County, in 1882, in aid of the Green Pond, Walterboro and Branchville Railroad for which the County of Dorchester is liable, the said proportionate share of said indebtedness due by said County of Dorchester being that proportion fixed by the Commission appointed by the Governor under the Act of the General Assembly (1897), establishing said Dorchester County, approved (1897).

SEC. 2. That said Commission, upon the payment of the said proportion of the said debt due by Dorchester County, shall require the surrender to them of bonds of Colleton County in an amount equal to the amount of money so paid, which bonds shall be cancelled and destroyed by them in the presence of the County Board of Commissioners and the Treasurer of Colleton County.

SEC. 3. The said Commissioners shall make a report of their actings and doings herein to the grand jury of the County of Dorchester, to be by them presented to the Judge of the Circuit Court presiding in said County at the next term after the payment of the debt herein provided for, subject to such disposition as the said Judge may deem proper.

SEC. 4. That saidCommissioners shall receive compensation for their services as aforesaid at the rate of three dollars per day, not exceeding ten days, and actual mileage, which

compensation shall be paid out of the ordinary County funds of Dorchester County, upon the check of the Supervisor. A. D. 1903.

Approved the 2d day of March, A. D. 1903.

No. 179.

A JOINT RESOLUTION TO AUTHORIZE THE COMPTROLLER GENERAL TO DRAW HIS WARRANT OR WARRANTS IN FAVOR OF THE STATE PRINTER, AND THE STATE TREASURER TO PAY THE SAME TO AN AMOUNT NOT TO EXCEED THE SUM OF SIX THOUSAND DOLLARS UPON ACCOUNT OF AMOUNT NOW DUE TO THE STATE PRINTER UNDER HIS CONTRACT FOR THE PUBLIC PRINTING.

Comptroller to draw his warrant to pay State Printer.

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That the Comptroller General be, and is hereby, authorized to draw his warrant or warrants upon the State Treasurer, and the State Treasurer be authorized to pay the same out of any fund in the State Treasury not otherwise appropriated, to an amount not to exceed the sum of six thousand dollars upon account of the amount now due to the State Printer under his contract for the public printing for current work, said warrant or warrants to be accompanied by proper vouchers.

Approved the 5th day of February, A. D. 1903.

No. 180.

A JOINT RESOLUTION TO AUTHORIZE THE REGENTS OF THE STATE HOSPITAL FOR THE INSANE TO PURCHASE THE SEEGERS PROPERTY, AND TO PROVIDE FOR PAYING FOR SAME.

Hospital for Insane to purchase Seegers property.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the Regents of the State Hospital for the Insane are hereby authorized and empowered to purchase the property known as the Seegers property, containing four acres, more or less, for the use of the State Hospital

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for the Insane: *Provided,* The price to be paid for said property shall not exceed five thousand and five hundred (5,500) dollars.

Bond and mortgage.

SEC. 2. That the said Regents are authorized and empowered to borrow a sum of money not exceeding the amount paid for said property, and the President of the Board of Regents shall, in his official capacity, execute his bond and a mortgage of the said premises to secure such loan: *Provided,* That the said amount herein paid for the Seegers land be paid from the fund realized from pay patients in the Hospital for the Insane.

Approved the 20th day of February, A. D. 1903.

No. 181.

A JOINT RESOLUTION TO PROVIDE FOR THE PAYMENT OF SEVENTY-FIVE DOLLARS TO J. S. GIBERT, EX-SUPERINTENDENT OF EDUCATION OF ABBEVILLE COUNTY.

J. S. Gilbert to be paid $75 for extra service.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the County Supervisor of Abbeville County be, and hereby is, authorized and directed to draw his check in favor of J. S. Gibert, ex-Superintendent of Education of said County, for the sum of seventy-five ($75) dollars, for extra service in the exchange of school books, and the County Treasurer is hereby directed to pay the same when presented out of the deficiency funds of the Dispensary.

Approved the 23d day of February, A. D. 1903.

No. 182.

A JOINT RESOLUTION TO REQUIRE THE TREASURER OF THE STATE OF SOUTH CAROLINA AND THE TREASURER OF FLORENCE COUNTY TO REFUND TO CARRIE P. HALLFORD CERTAIN TAXES.

Carrie P. Hallford to be paid certain taxes by her wrongfully paid.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the State Treasurer be, and he is hereby, authorized and directed to refund to Carrie P. Hall-

ford, of Florence County, the sum of thirteen dollars and fifty cents ($13.50), taxes wrongfully paid to the State for the years 1893 to 1901, inclusive, out of any funds in the State Treasury not otherwise appropriated, and to take the receipt of Carrie P. Hallford therefor, which said receipt shall be a proper and sufficient voucher of the State Treasurer therefor. A. D. 1903.

SEC. 2. That the County Treasurer of Florence County be, and he is hereby, authorized and directed to refund to the said Carrie P. Hallford, the sum of seven dollars and sixty-nine cents ($7.69), taxes wrongfully paid to the said County for the years 1893 to 1901, inclusive, out of the general fund of the said County; and also the sum of fourteen dollars and eighty-five cents ($14.85), the same being the amount of the school portion of the taxes for the fiscal years 1893 to 1901, inclusive, out of the general school funds of the said County, and to take the receipt of the said Carrie P. Hallford therefor, which said receipts shall be proper and sufficient vouchers of the said County Treasurer for the same.

Approved the 2d day of March, A. D. 1903.

No. 183.

A JOINT RESOLUTION PROVIDING FOR THE PAYMENT TO W. R. HOUGH, TREASURER OF KERSHAW COUNTY, SEVENTY-FIVE DOLLARS BY THE STATE AND ONE HUNDRED AND TWENTY-FIVE DOLLARS BY SAID COUNTY COMMISSIONERS, DUE FOR TAXES COLLECTED IN 1898.

W. R. Hough to be paid certain funds due him as Treasurer.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the Comptroller General be, and is hereby, required to draw his warrant for seventy-five dollars in favor of W. R. Hough, and the State Treasurer pay the same; and the County Supervisor of Kershaw County is required hereby to draw his warrant in favor of the said W. R. Hough for one hundred and twenty-five dollars, the same to be paid out of the ordinary County funds of said County; the said sums being due the said W. R. Hough as Treasurer of Kershaw County, by way of commissions on the collection of State and County taxes for the year 1898.

A. D. 1903. Approved the 2d day of March, A. D. 1903.

No. 184.

A JOINT RESOLUTION TO REQUIRE THE COUNTY BOARD OF COMMISSIONERS TO PAY TO J. R. KAY, TREASURER OF OCONEE COUNTY, ONE HUNDRED AND TWENTY-FIVE DOLLARS, AS COMMISSIONS FOR DISBURSING THE COURT HOUSE AND JAIL FUND.

J. R. Kay to be paid $125 for services to Oconee County.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the County Board of Commissioners of Oconee County are hereby authorized and required to draw a warrant in favor of J. R. Kay, County Treasurer of Oconee County, for the sum of one hundred and twenty-five dollars, and to pay the same out of the ordinary County funds of Oconee County, as compensation to him for disbursing the Jail and Court House fund.

Approved the 2d day of March, A. D. 1903.

No. 185.

A JOINT RESOLUTION TO REQUIRE THE TREASURER OF THE STATE OF SOUTH CAROLINA AND THE TREASURER OF LANCASTER COUNTY TO REFUND TO J. B. LANGLEY CERTAIN TAXES.

J. B. Langley to be refunded certain taxes wrongfully paid.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the State Treasurer be, and he is hereby, authorized and directed to refund, repay and return to J. B. Langley, of Lancaster County, the sum of thirty-eight dollars and twenty-two cents ($38.22), taxes wrongfully paid to the State for the years 1871 to 1899, inclusive, out of any funds in the State Treasury not otherwise appropriated, and to take the receipt of J. B. Langley therefor, which said receipt shall be the proper and sufficient voucher of the State Treasurer therefor.

SEC. 2. That the County Treasurer of Lancaster County be,

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and he is hereby, authorized and directed to refund, repay and return to the said J. B. Langley the sum of fifty-eight dollars and five cents ($58.05), taxes wrongfully paid to the said County for the years 1871 to 1899, inclusive, out of the general fund of the said County; and also the sum of eleven dollars and sixty cents ($11.60), the same being the amount of the school portion of the taxes for the fiscal years 1871 to 1899, inclusive, out of the general fund of said County, and to take the receipts of the said J. B. Langley therefor, which said receipts shall be proper and sufficient vouchers of the said County Treasurer for the same.

Approved the 13th day of February, A. D. 1903.

No. 186.

A JOINT RESOLUTION TO REQUIRE THE COMMISSIONERS OF THE SINKING FUND TO REFUND CERTAIN MONEYS TO H. M. LOFTON, JR., AND JAMES REEDY.

H. M. Lofton, Jr., and James Reedy to be refunded $132.06 for lands purchased from State and lost by them.

SECTION 1. *Be it enacted by the* General Assembly of the State of South Carolina, That the Commissioners of the Sinking Fund of South Carolina be, and they are hereby, authorized and required to refund and pay to Henry M. Lofton, Jr., and James Reedy, the sum of one hundred and thirty-two dollars and six cents, purchase money for land known as B. F. Fort "unknown land," purchased by said Lofton and Reedy under tax execution as abandoned land and subsequently lost by them.

Approved the 20th day of February, A. D. 1903.

No. 187.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE TREASURER OF ABBEVILLE COUNTY TO REFUND TO MAYS CLEVELAND CERTAIN TAXES OVERPAID, AND AUTHORIZE AND REQUIRE THE TREASURER OF CHEROKEE COUNTY TO REFUND TO C. A. TURNER CERTAIN TAXES OVERPAID.

SECTION 1. *Be it resolved* by the General Assembly of the

A. D. 1903.

Mays Cleveland and C. A. Turner to be refunded taxes overpaid

State of South Carolina, That the Treasurer of Abbeville County be, and he is hereby, authorized and required to refund to Mays Cleveland the sum of twenty-three and 50-100 ($23.50) dollars, amount of tax overpaid by said Cleveland in 1900, and take his receipt for same.

SEC. 2. That the Treasurer of Cherokee County be, and is hereby, authorized and required to refund to C. A. Turner the sum of two and 50-100 dollars ($2.50) amount of tax overpaid by said C. A. Turner in 1901, and take his receipt for same.

Approved 20th day of February, A. D. 1903.

No. 188.

A JOINT RESOLUTION TO REFUND TO E. KEITH DARGAN, OF DARLINGTON COUNTY, CERTAIN TAXES.

E. Keith Dargan to be paid certain sums erroneously paid as taxes.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the Comptroller General of this State be, and is hereby, authorized and required to draw his warrant on the State Treasurer in favor of E. Keith Dargan for the sum of fourteen and 85-100 dollars ($14.85), and the State Treasurer is hereby authorized and required to pay said warrant out of any funds in the State Treasury not otherwise appropriated; and the County Supervisor of Darlington County is hereby authorized and required to draw his warrant on the Treasurer of Darlington County in favor of E. Keith Dargan for the sum of ten and 89-100 dollars ($10.89), and the Treasurer of Darlington County is hereby authorized and required to pay the said warrant out of the funds in his hands for said County; and the County Superintendent of Education for Darlington County is hereby authorized and required to draw his warrant on the Treasurer of Darlington County in favor of E. Keith Dargan for the sum of eight and 91-100 dollars ($8.91), and the said County Treasurer is hereby authorized and required to pay said warrant out of the school funds for said County; and the Chairman of the Board of Trustees of the school district of the town of Darlington is hereby authorized and required to draw his warrant on the Treasurer of the School District of the town of Darlington in favor of E. Keith

Dargan for the sum of ten and 89-100 ($10.89), and the said Treasurer of said school district is hereby authorized and required to pay said warrant out of the special school funds for said school district; for the purpose of refunding to E. Keith Dargan taxes erroneously paid in the above proportions to State, County, school and special funds for the years 1898, 1899 and 1900. A. D. 1903.

Approved the 20th day of February, A. D. 1903.

No. 189.

A JOINT RESOLUTION TO AUTHORIZE AND REQUIRE THE TREASURER OF DORCHESTER COUNTY TO REFUND TO HATTIE E. STOKES AND O. A. MALONE CERTAIN TAXES IMPROPERLY PAID, AND TO PROVIDE FOR REFUNDING TO J. O. MCLENDON AND TO JOHN KUKER, OF FLORENCE COUNTY, CERTAIN MONEYS DUE TO THEM, RESPECTIVELY.

Treasurer of Dorchester to pay certain persons for improperly paid taxes.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the Treasurer of Dorchester County be, and he is hereby, authorized and required to refund to Hattie E. Stokes and O. A. Malone, or either of them, the sum of $5.85, the same being for taxes improperly paid for the year 1901, and that the Comptroller General be authorized and required to draw his warrant and the State Treasurer to pay same in favor of J. O. McLendon, Treasurer of Florence County, for six dollars, to refund exchange paid by him on State funds; and that the Comptroller General be authorized and required to draw his warrant and the State Treasurer to pay same out of any funds not otherwise appropriated in favor of John Kuker, of Florence County, for fourteen dollars for State taxes improperly collected from him, and that the County Board of Commissioners of Florence County be authorized and required to draw their checks and the County Treasurer of same County to pay same out of first funds in his hands applicable thereto in favor of the said John Kuker for the sum of thirty 21-100 dollars for County taxes, penalties and costs improperly collected from him for the years 1896-7-8-9, 1900-1-2.

Approved 2d day of March, A. D. 1903.

A. D. 1903.

No. 190.

A JOINT RESOLUTION TO REQUIRE THE PAYMENT OF ONE HUNDRED AND TWENTY-FIVE DOLLARS TO BRIGHT WILLIAMSON, OF DARLINGTON, FOR MONEY ADVANCED BY HIM FOR THE COUNTY.

Bright Williamson to be refunded $125 advanced by him.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the County Board of Commissioners of Darlington County be, and are hereby, authorized and required to draw their warrant, and the County Treasurer of Darlington County to pay the same, out of the fund hereinafter mentioned, to and in favor of Bright Williamson, of Darlington, for the sum of one hundred and twenty-five dollars, against that sum received by said County as a premium or part premium from the South Carolina and West Indian Exposition, he having advanced that sum to said County heretofore.

Approved the 16th of February, A. D. 1903.

No. 191.

A JOINT RESOLUTION TO VALIDATE A SPECIAL ELECTION AND LEVY IN BLACKSBURG GRADED SCHOOL DISTRICT HELD 13TH FEBRUARY, 1903.

Whereas, there may be a doubt as to the validity of a special election and a special levy of four (4) mills for school purposes in the Graded School District No. 10, in Cherokee County, on 13th February, 1903:

Election for School District No. 10, of Blacksburg, in Cherokee County, validated.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, That the special election and special levy of a four mill tax held and made in the Graded School District No. 10 of Blacksburg, in Cherokee County, on the 13th day of February, A. D. 1903, for school purposes in said district, be, and is hereby, validated and confirmed and rendered as binding and effectual as if no irregularity as to time and notice of election had occurred.

Approved the 23d day of February, A. D. 1903.

A. D. 1903.

No. 192.

A JOINT RESOLUTION TO AUTHORIZE THE DIRECTORS OF THE STATE PENITENTIARY TO MAKE TITLE TO GEORGE F. LIGHTSEY TO A CERTAIN PARCEL OF LAND.

Penitentiary Directors to make titles to Geo. F. Lightsey of certain bonds.

SECTION 1. *Be it resolved* by the General Assembly of the State of South Carolina, Whereas, the Directors of the State Penitentiary, in order to straighten the lines of the State Farm in Lexington County, have agreed to exchange parcels of land with George F. Lightsey, he to receive fifteen and one-half acres of land and a good warranty title to same from the State, and the State to receive fifteen and one-half acres of land from the said George F. Lightsey and a good warranty title to same.

SEC. 2. That the Directors of the State Penitentiary be, and are hereby, authorized to convey to George F. Lightsey by deed a warranty title to fifteen and one-half acres of land, situate, lying and being in Lexington County, State aforesaid, and bounded by other lands of George F. Lightsey, Mathaney lands and lands of State Farm, the said George F. Lightsey having already made by deed a good warranty title to the land exchanged for that above described.

Approved the 16th day of February, A. D. 1903.

No. 193.

AN ACT TO PROVIDE FOR A VOTING PRECINCT IN EACH OF THE FOUR WARDS IN THE TOWN OF UNION.

A voting precinct established for each ward in Union

SECTION 1. *Be it enacted* by the General Assembly of the State of South Carolina, That there shall be four voting precincts in the town of Union, to wit: One in Ward 1, one in Ward 2, one in Ward 3 and one in Ward 4 of said town. Said voting precincts to be established by the Town Council; notice of the places where such precincts shall be established shall be published ten days before any election shall be held in said town.

Approved the 16th day of February, A. D. 1903.

CHARTERS AND AMMENDMENTS,

ISSUED BY HON. M. R. COOPER, SECRETARY OF STATE, For the Fiscal Year 1902.

Municipal Corporations.

Charters Granted.

Pursuant to "An Act to Provide for the Corporation of Towns of Less than One Thousand Inhabitants," approved March 2, 1896, I have issued certificates of incorporation to the mayors and intendants of the following towns:

PELION, S. C.—Chartered February 27, 1902.

The corporate limits of the town to be the circumference of a circle, with the center at the railroad depot, and having a radius of one mile, said town to be known as Pelion, S. C.

Inhabitants when chartered: 104.

Petitioners for Incorporation: C. R. Rish, Henry C. Scoffill, D. Rufus Kneece, Daniel F. Schumpert, D. B. Sphaler, Simon Lucas, John J. Jefcoat, James C. Fort, John Lem Berry and John J. Shealy.

Commissioners of Election appointed: J. C. Fort, D. F. Schumpert and D. R. Kneece.

Date of Commission: February 27, 1902.

HARPERS, S. C.—Chartered March 6, 1902.

Corporate limits proposed for the town shall extend one mile from the Georgetown and Western Railroad Depot, in every direction, which said depot is situated in the center of the said proposed town.

Intendant: Dr. C. Lee.

Wardens: John J. Avant, J. P. Buroston, W. S. Camlin, Jr., and R. G. Wilkerson.

Inhabitants when chartered: 350.

Petitioners for Incorporation: Covington Lee, M. D., W. S. Camlin, Jr., L. C. Dicker, W. W. Rogerson, L. A. Rogerson, J. P. Buroston, W. J. Dicker, R. G. Wilkerson, D. W. Avant and John J. Avant.

Commissioners of Election appointed: Covington Lee, M. D., W. S. Camlin, Jr., L. C. Dicker and W. W. Rogerson.

Date of Commission: March 6, 1902.

Managers of Election: John P. Avant, L. A. Rogerson and W. B. Blakely.

LORIS, S. C.—Chartered June 18, 1902.

Corporate limits of the town to be, extending one mile east, one mile west, and a half a mile north, and a half a mile south from the railroad crossing at the depot of the public highway.

Intendant: D. James Butler.

Wardens: D. O. Boyd, J. C. Bryant, R. F. Harrelson and H. H. Burroughs.

Inhabitants when chartered: 154.

Petitioners for Incorporation: J. A. Bryant, D. W. Hardwick, James Calvin Bryant, Peurifoy G. Prince, Robert Harrelson, Yancy P. McQueen, Benjamin F. Generett, Sidney Harrelson, Benjamin J. Harrelson, Daniel James Butler, John Edward Prince and Albert Franklin Connor.

Commissioners of Election appointed: Albert F. Cannon, D. James Butler and Yancy Price McQueen.

Date of Commission: June 18, 1902.

Managers of Election: J. C. Bryant, J. E. Prince and D. J. Butler.

RUBY, S. C.—Chartered August 2d, 1902.

Corporate Limits: Beginning at a crossing of the public roads from Chesterfield Courthouse to Mount Croghan, by the Chesterfield and Lancaster Railroad, thence running in a straight line to the corner of the lands of W. J. Thurman and J. F. Crowley, on Mill creek; thence down said creek to and including Mary Moor's mill; thence down said creek to Deep Creek Bridge, on the public road above named; thence a straight line to and including Maj. W. D. Hancock's house; thence a straight line to the beginning corner of said crossing.

Intendant: D. F. Smith.

Wardens: James M. Davis, W. F. Ballard, Mark Davis and Sidney Smith.

Inhabitants when chartered: 165.

Petitioners for Incorporation: J. Ard, Jas. Sidney Smith, Mack Davis, Thos. L. Huntley, Duncan E. Oliver, David Hugh McGregor, Adolphus High Page, Julius Barton Threatt, Wm. Jas. Thurmond, Jno. Cornelius Huntley and William Thomas Huntley.

Commissioners of Election appointed: J. C. Huntley, James Davis, W. F. Ballard, J. S. Smith and James Redfearn.

Date of Commission: August 2d, 1902.

Managers of Election: D. H. McGregor, D. F. Smith and D. E. Oliver.

POMARIA, S. C.—Chartered December 17, 1902.

Corporate limits to be, that the center of the corporate limits of the town of Pomaria to be incorporated, shall be one thousand yards from the southeast corner of the yard fence of Thomas H. Holloway, extending one thousand yards in all directions from the point designated.

Intendant: Thomas W. Holloway.

Wardens: John C. Aull, James P. Sitzler, Geo. J. Wilson and John A. Summer.

Inhabitants when chartered: 176.

Petitioners for Incorporation: Thomas Walton Holloway, Thomas Adam Sitzler, James Philander Sitzler, John Julian Henz, John Calvin Aull, James Sillard Graham, George James Wilson, John Adam Summer, Jr., David Hipp and James Miller.

Commissioners of Election appointed: James Philander Sitzler, John Calvin Aull and Thomas Walter Holloway.

Date of Commission: December 17, 1902.

Managers of Election: B. M. Sitzler, John J. Henz and Thos. A. Sitzler.

ROCK HILL, S. C.—At an election duly ordered and held in the City of Rock Hill on the 12th day of March, 1902, upon the question of the adoption of the Amendment to Section 16 of the Charter of the City of Rock Hill as hereinbelow fully set out, and a majority of the votes cast at said election having been ascertained, declared and published to be in favor of the adoption thereof, to wit: 69 votes having been cast in favor thereof, and 10 votes opposed to

said amendment; the City Council of Rock Hill hereby declares that said amendment has been duly adopted to be a part of the Charter of the Corporation of the City of Rock Hill, so as to be read as follows, to wit:

Section 16. That said council shall have the power to impose an annual tax not exceeding eighty cents on every hundred dollars of the value of all real and personal property lying within the corporate limits of said city, real and personal property of churches, cemeteries, schools, colleges, college associations, and public libraries excepted. An ordinance declaring the rate of the annual taxation for the year shall be published at least three weeks during the month of April in each year. All persons liable to taxation in said city shall, during the month of January, make return, under oath, of their taxable property within said city in the same manner as is required by law for the return of property for taxation for State and County taxes, and the said City Council shall appoint three discreet freeholders, residents of said city, who, upon making the oath prescribed for officers in the Constitution, shall meet in the first week in February, or as soon thereafter as practicable, and elect a chairman, and when so organized shall form a board of assessors for said city, with full power to review the said returns of property, made by taxpayers, and to alter the same with the view of assessing property, both real and personal, at its true value, and of equalizing the assessment of said property, and to assess all property for taxation not so returned, and their assessment so made shall be reported to the City Council and shall be taken as the true value thereof for the purpose of taxation in said city: Provided, That the taxpayers shall have twenty days thereafter in which to make complaint to such assessment to the City Council, and upon good cause shown, the City Council may alter any assessment. Payment of taxes shall be made to the Clerk and Treasurer of said Corporation, or such other persons as may be authorized and required and receive the same during the month of April after the publication; and upon failure to make such return and payment as required, the parties so in default shall be subject to the penalties provided by law for the failure to pay the general State and County tax, to be inforced by the order of the Mayor and Aldermen, or a majority of them, for the use of said city, except that in such cases executions to enforce the payment of such taxes shall be issued under the seal of the corporation, and may be directed to the Chief of Police, or other persons appointed by the City Council to levy, collect and receive the same, with costs, as

in such cases made and provided by law; and all property upon which said tax shall be levied as assessed is hereby declared and made liable for payment thereof in preference to all other debts, except debts due to the State and County, which shall be first paid, and all other taxes imposed by the Mayor and Aldermen, or a majority of them, shall be enforced and collected as in manner and form just above stated.

Done and declared in Council this 20th day of March, 1902.

J. J. WATERS,
Mayor.

Attest:

C. S. MAY,
Secretary.

State of South Carolina.—County of York.—The City of Rock Hill.

We do hereby certify that the foregoing is a full, true and correct copy of the declaration made by the City Council of Rock Hill, in regard to the adoption of the Amendment to Section 16 of the Charter of the City of Rock Hill.

Attest:

J. J. WATERS,
Mayor.

C. S. MAY,
Secretary.

Renewal of Charters.

"Longshoremen's Protective Union Association," of Charleston, S. C., incorporated March 19, 1869, renewed in perpetuity March 28, 1902.

"Beaufort and Port Royal Turnpike Company," renewed in perpetuity May 1st, 1902.

"Grace Church," Charleston, S. C., chartered December 18, 1846, renewed in perpetuity.

Mutual Protective Associations.

"Piedmont Mutual Insurance Company," Spartanburg, S. C. Charter filed and duplicate issued January 3, 1902.

"The Southern Manufacturing Mutual Insurance Company," of Greenville, S. C., August 2d, 1902.

"Southern Mutual Protective Association," Walhalla, S. C., August 27, 1902.

Amendments of Charters.

"Associated Charities," of Columbia, S. C. Chartered by Secretary of State May 19, 1902, amended by changing the name from "Associated Charities," Columbia, S. C., to that of "Associated Charities and Ladies' Benevolent Society," Columbia, S. C., July 3d, 1902.

"Philip and Morgan Company," changed to "Major-Bussey Company," May 31st, 1902.

"Marion Oil Mill Company." Chartered August 8th, 1899. Charter amended for the purpose of engaging in the business, and conducting a storage warehouse for the storage of goods and chattels of all kinds for profit. Amended August 6th, 1902.

"Cross Hill Oil Mill Company." Incorporated September 9th, 1901. Changed name from "Cross Hill Oil Mill Company" to "Cross Hill Oil and Hosiery Mill Company," and by increasing capital stock from $15,000 to $25,000. Amended July 8th, 1902.

"Farmers' Cash Supply Company." Name changed to "C. & D. Wholesale Grocery Company." Amended June 24th, 1902.

"Farmers' Supply Company." Name changed to "Munger Mercantile Company," June 24th, 1902.

"The Bank of Prosperity." Number of shares changed from 250 at the par value of $100, to 500 shares at the par value of $50 per share. Amended November 25th, 1902.

"W. F. Ostendorff-Ansel Company." Name changed to "John H. Cotgen-Ansel Company." Amended August 6th, 1902.

"Luther's Chapel." Name changed to "The Church of the Redeemer," March 11th, 1902.

"The Peoples' Bank of Union, S. C." Amended by adding the following:

Second. Said corporation may, at its discretion, guarantee and go on the bond or bonds of United States, State, County or Municipal officers, executors, administrators, guardians, committees and officers and employees of corporations and other persons, officers and corporations from whom a bond may be required to secure the performance of any act, payment or duty, and receive therefor such compensation as may be agreed upon between the parties.

Third. Said corporation may, and it is hereby authorized and empowered to act as assignee under any deed of assignment executed by any individual, firm or corporation, as trustee under any mortgage, deed of trust or bond or other instrument in writing, issued by any municipality, or body corporate or politic, or individual to act

under the appointment of any Court of record, as trustee or receiver of any party or estate, and as guardian or trustee of the estate of any minor or other person under disibility: to be appointed and to accept the appointment of trustee under any instrument and of executor or trustee under any last will and testament or administrator with or without the will annexed of the estate of any deceased person.

Fourth. Said corporation may, and is hereby authorized and empowered to act as agent for any corporation or company engaged in the business of insurance from loss by fire, lightning, storm or tornado and also as agent for any corporation or company engaged in the business of life insurance, and also any corporation or company engaged in the business of insurance against accidents.

Foreign Corporations.

The following companies, incorporated under the laws of other States or countries, have filed certain papers in this office, as enumerated below, on the dates indicated, to wit:

Milwaukee Harvester Company.

Declaration, September 6th, 1902. Articles of Incorporation, September 8th, 1902. Articles of Association, and change of name to International Harvester Company of America, September 30th, 1902.

International Harvester Company of America.

Declaration, November 28th, 1902.

American Bonding Company of Baltimore.

Copy of Charter and Amendment, October 11th, 1902.

The Louise Gold Mining Company.

Declaration, August 18th, 1902.

Santee Land Improvement Company.

Certificate of Incorporation, October 13th, 1902. Declaration, October 13th, 1902.

Security Warehousing Company.

Certificate of Incorporation under the laws of New York, with by-laws, statement of officers and appointment of Chas. H. Carlisle, of Spartanburg, S. C., as resident agent.

Carolina Monazite Company.

Charter granted under the laws of New Jersey, and by-laws adopted thereunder. Statement of officers and capital stock. J. C. Jeffries, of Gaffney, S. C., appointed resident agent. Filed June 4th, 1902.

Virginia-Carolina Chemical Company.

Certificate of increase of capital stock, with by-laws. Statement under Section 1467, Revised Statutes of 1893. Filed February 10th, 1902.

Kentucky Bonds and Savings Company.

Certificate of incorporation granted under the laws of West Virginia. Filed February 21st, 1902.

The Pullman Company.

Charter granted under the laws of Illinois, and by-laws adopted thereunder. Statement of officers and capital stock. J. T. Barham, of Columbia, S. C., designated as agent.

Read Phosphate Company.

Incorporated under the laws of West Virginia, by-laws, with statement of capital stock and officers. No. 3 Exchange Place, Charleston, S. C., designated as principal place of business in South Carolina. Filed March 19th, 1902.

Louise Gold Mining Company.

Charter granted under the laws of Tennessee, with by-laws. E. J. Smith, of Hickory Grove, N. C., designated as assistant manager and resident representative. Filed May 9th, 1902.

The Benedict-Love Company.

Charter granted under the laws of Tennessee, with by-laws. Calhoun, Pickens County, designated as principal place of business. Filed May 13th, 1902.

Southern Interstate Warehousing Company.

Certificate of Incorporation, October 23d, 1902. By-laws, October 23, 1902.

American Cigar Company.

Stipulation and Declaration, December 11th, 1902.

The Alliance Trust Company, Limited.

Affidavit, December 19th, 1902.

The Dundee Mortgage and Trust Investment Company, Limited.
Affidavit, December 19th, 1902.

Eleemosynary Corporations.

Charters Granted.

During the year the following charters have been granted by the Secretary of State, under and pursuant to "An Act to Provide for the Incorporation of Religious, Educational, Social, Fraternal, Charitable Churches, Lodges, Societies, Associations or Companies, and for Amending the Charters of those Already Formed, and to be Formed," approved February 19th, 1900.

Petitioners for Incorporation: Henry Wright, Pastor; Irvin Crawford, Deacon; Wesley Washington, Member; Ary Washington, Member; Louise Davis, Member; Caroline Thompson, Member; all of Marion, S. C.

Name: Bethlehem Baptist Church.

Location: Marion County, S. C.

Date of Charter: January 3d, 1902.

Purpose: To conduct a church for the general promotion and inculcation of Christianity, according to the faith, doctrines and usages of the Baptist Church of Christ, in the United States of America, and for the advocacy and promotion of all the good causes and charities which said Church has in view.

Officers: Henry Wright, Marion, S. C., Pastor; Ervin Crawford, Marion, S. C., Deacon; Wesley Washington, Marion, S. C., Member; Ary Washington, Marion, S. C., Member; Louis Davis, Marion, S. C., Member; Caroline Thompson, Marion, S. C., Member.

Incorporated: In perpetuity.

Petitioner for Incorporation: Mike Epps, Charles Squire Mack and Anthony Walker.

Name: Number 9 Sick and Burial Aid Society.

Location: Lower Township, County of Richland, eleven miles south of Columbia, S. C.

Date of Charter: January 15th, 1902.

Purpose: Caring for the sick—burying the dead—taking care of its members in trouble of any kind, and for other purposes usually incident to the work and business of a charitable organization.

Officers: Mike Epps, President; Ned James, Vice-President; Anthony Walker, Secretary, and Charles Squire Mack, Treasurer.

Incorporated: ————

Petitioners for Incorporation: W. L. Pou, A. R. Able and L. B. Bates.

Name: The West End Cemetery Company, of St. Matthews.

Location: St. Matthews, S. C.

Date of Charter: February 12th, 1902.

Purpose: To erect a cemetery for the burying of the dead, and maintain the same by selling lots to individuals for that purpose.

Officers: Dr. W. L. Pou, St. Matthews, S. C., President; Dr. A. R. Able, St. Matthews, S. C., Secretary and Treasurer; Dr. L. B. Bates, St. Matthews, S. C.; Dr. B. F. Bruce, St. Matthews, S. C.; J. B. McLaughlin, Esq., St. Matthews, S. C., Attorney; T. H. Heape, Esq., St. Matthews, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Frank Flerk, Beaufort, S. C.; J. M. Baker, Beaufort, S. C.

Name: Ivanhoe Club.

Location: Beaufort, S. C.

Date of Charter: January 25th, 1902.

Purpose: Social Club.

Officers: Frank Flerk, Beaufort, S. C., President; J. M. Baker, Beaufort, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: H. P. Northrop, D. D.; D. J. Quigley, V. G.; Rev. P. L. Duffy, Manning Simmons, M. D.; James F. Redding, John F. Ficken and C. P. Aimar, all of the City of Charleston, S. C.

Name: The St. Francis Xavier's Infirmary Training School for Nurses.

Location: Charleston, S. C.

Date of Charter: January 31st, 1902.

Purpose: To found, establish and sustain an institution in connection with the St. Francis Xavier's Infirmary (Incorporated), in charge of the Sisters of our Lady of Mercy, a training school for the education of young women in the noble work of caring for the ill and infirm, and the special training of nurses within this State.

Officers: H. P. Northrop, D. D., President; Rev. P. L. Duffy, Secretary; Sister M. Laurentia, Treasurer and Sister in charge; Miss M. C. McKenna, Superintendent of the Training School.

Incorporated: In perpetuity.

Petitioners for Incorporation: Mrs. Harriet Bradley, Mrs. Lou Isaac, Mrs. Minnie Benjamin, Mrs. Barbara Fortion, Mrs. Josephine Toney and Mrs. A. Toney.

Name: The Home Protection Association.

Location: Wisacky, S. C., Sumter County.

Date of Charter: February 14th, 1902.

Purpose: Charitable and Fraternal—aiding the sick and distressed, and burial of the dead.

Officers: Harriet Bradley, Wisacky, S. C., President; Susan Hunry, Wisacky, S. C., Vice-President; P. Mack, St. Charles, S. C., Treasurer; B. J. Fortion, St. Charles, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: Howard Caldwell, Wm. H. Rowlette and L. O. Ott.

Name: The First Christian Church.

Location: Columbia, S. C.

Date of Charter: February 25th, 1902.

Purpose: For the conducting of religious work.

Officers: M. B. Ingle, Columbia, S. C.; Howard Caldwell, Columbia, S. C.; Wm. H. Rowlette, Columbia, S. C.; L. O. Ott, Columbia, S. C.; B. G. Butler, Columbia, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Center Hitchcock and Edward L. Smith.

Name: The Aiken Gun Club.

Location: Aiken, S. C.

Date of Charter: April 5th, 1902.

Purpose: To enter into all manly sports and pastimes, and especially shooting, and such enjoyments as are connected therewith.

Officers: Center Hitchcock, President, and Edward L. Smith, Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Henry Williams, Wilie Young, Charles S. Edwards, Geo. Archie, Eddie Aldrich and Armstead Doughty, all of Hamburg, S. C.

Name: The Young Men's Union Association.

Location: Hamburg, S. C.

Date of Charter: April 7th, 1902.

Purpose: To improve its members, and the people of their community, morally and educationally; to relieve its sick from want and distress, and to bury its dead, and to do general charitable and benevolent work.

Officers: Henry Williams, Hamburg, S. C., President; Wilie Young, Hamburg, S. C., Vice-President; Chas. S. Edwards, Hamburg, S. C., Secretary; George Archie, Hamburg, S. C., Treasurer; Eddie Aldrich, Hamburg, S. C., Attorney General; Armstead Doughty, Hamburg, S. C., General Superintendent.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. W. Nash, C. P. Sanders, W. L. Epps and M. H. Daniel.

Name: Spartanburg City Board of Church Extension.

Location: Spartanburg, S. C.

Date of Charter: April 14th, 1902.

Purpose: To establish and maintain in the City of Spartanburg and vicinity, in connection with and subject to the control of the Methodist Episcopal Church, South, places, equipments, agencies and means for promoting the cause of the Church, and conducting the worship of Almighty God; establishing Sunday Schools, Prayer Meetings, and other like missionary enterprises, and for the relief and restoration of the poor and afflicted, the unfortunate and the sinful; to raise funds and acquire property by all lawful means; to build, purchase, lease, hold, maintain and dispose of, and to aid others in building, purchasing, leasing and maintaining such grounds, buildings, furniture and equipments, and to employ such agents and workers as may be necessary to carry out the general design.

Officers: J. W. Nash, President; H. J. Johnson, Vice-President; M. H. Daniel, Secretary; W. L. Epps, Treasurer; Gus M. Creitzberg, Financial Secretary; W. W. Duncan, ex-officio President, Bishop; J. E. Grier, ex-officio, Pastor; B. L. Holroyd, ex-officio, Pastor; M. L. Banks, ex-officio, Pastor; John G. Clinkscales, C. P. Sanders, A. G. Rembert, G. W. Nicholls, H. B. Carlisle, J. B. Carlisle, W. R. McCraw, G. O. Fike and W. P. Meadows, Presiding Elder; all of Spartanburg, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: David Mittle, Foreman; W. H. Lockwood, Jr., Secretary; N. Christensen, Jr., Trustee; W. H. Lockwood, Jr., Trustee; H. E. Scheper, Trustee.

Name: The Washington Steam Fire Engine Company.

Location: Beaufort, S. C.

Date of Charter: May 1st, 1902.

Purpose: A volunteer fire extinguishing company, for the protection of Beaufort from loss by fires.

Officers: David Mittle, Foreman; J. A. Kingham, Assistant Foreman; W. H. Lockwood, Jr., Secretary; H. E. Scheper, Trustee, and S. M. Wallance, Engineer, all of Beaufort, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. T. Barber, Thos. Hardin, L. R. Roddey, Solomon White and M. B. Sitgraves, all of Harmony, S. C.

Name: Burial and Aid Society.

Location: Liberty Hill, S. C.

Date of Charter: June 16th, 1902.

Purpose: A fraternal institution whereby we aid our brothers and sisters in time of sickness, and bury at time of death, and giving other aid and common assistance prescribed under an eleemosynary corporation.

Officers: Thos. Hardin, President; J. R. Roddey, Vice-President; W. T. Barber, Secretary and Treasurer; Solomon White, S. B. Seagraves, all of Harmony, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. W. Coker, B. Kennedy, E. W. Cannon, Jr., J. E. Bass, Jr., and M. C. Crouch.

Name: The Hartsville Light Infantry.

Location: Hartsville, S. C.

Date of Charter: May 19th, 1902.

Purpose: For rendering military service to the State, and for social improvement of its members.

Officers: C. W. Coker, Hartsville, S. C., Captain; B. Kennedy, Hartsville, S. C., First Lieutenant; E. W. Cannon, Hartsville, S. C., Second Lieutenant; M. C. Crouch, Hartsville, S. C., Secretary and Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Wiley T. Starling and C. B. Simmons, Columbia, S. C.

Name: The Richland Society for the Prevention of Cruelty to Animals.

Located: Columbia, S. C.

Date of Charter: May 26th, 1902.

Purpose: To form an organization among the citizens of the County of Richland, whose object shall be to prevent "Cruelty to Animals," and to take such steps as may be necessary to see that the laws in respect thereto are properly enforced.

Officers: Wesley D. Starling, President; D. R. Flennikin, Vice-President; Richard S. DesPortes, Vice-President; C. B. Simmons, Secretary; T. H. Meighan, Treasurer; A. C. Haskell, Wm. T. Martin and A. C. Monckton, Directors, all of Columbia, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: E. S. Anderson and J. W. Westbrook.

Name: Rehoboth Aid and Relief Society.

Location: Hollis, S. C.

Date of Charter: May 26th, 1902.

Purpose: To inspire, inaugurate and carry on work of a charitable, benevolent and religious character; that the special purpose of said corporation is to aid the sick and bury the dead among the members thereof.

Officers: E. S. Anderson, President, Hollis, S. C.; Adam Gray, Vice-President, Hollis, S. C.; J. W. Westbrook, Treasurer, Hollis, S. C.; J. E. Blake, Secretary, Hollis, S. C.; S. M. McFaddin, Chaplain, Hollis, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: Ralph Nesbitt, Waverly Mills, S. C.; St. J. M. Lachicotte, Waverly Mills, S. C.

Name: All Saints Parish, Waccamaw.

Location: Waverly Mills, S. C.

Date of Charter: June 21st, 1902.

Purpose: To conduct religious services, and prosecute religious work under the forms and according to the canons and rules of the Protestant Episcopal Church, and as a component part of the Diocese of said Church in South Carolina.

Officers: Ralph Nesbitt, Waverly Mills, S. C., Church Warden; St. J. M. Lachicotte, Waverly Mills, S. C., Church Warden; B. H.

Ward, Aurizantia, S. C., Vestryman; Charles Pringle Austin, Georgetown, S. C., Vestryman; M. Willett, Brook Green, S. C., Vestryman; J. T. Rosa, Waverly Mills, S. C., Vestryman; Allard B. Flagg, Brook Green, S. C., Vestryman.

Incorporated: In perpetuity.

Petitioners for Incorporation: T. P. Rhodes, N. H. Blackman, J. C. Hill and Jesse Lunn.

Name: Swift Creek Baptist Church.

Location: Swift Creek Township, Darlington County.

Date of Charter: June 30th, 1902.

Purpose: To keep and maintain a place of divine worship of the Baptist Denomination, and to conduct, direct and control religious services therein.

Officers: J. F. Howle, J. C. Hill, J. E. Bass, R. L. Bass, B. L. Bass, N. H. Blackman, T. P. Rhodes and Jesse Lunn, Deacons; B. L. Bass, Clerk; W. J. Lewis, Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: R. G. Rhett, Jas. R. Johnson, Montague Triest, G. M. Pinckney and A. M. Lee.

Name: The Commercial Club of Charleston.

Location: Charleston, S. C.

Date of Charter: July 3d, 1902.

Purpose: To promote social intercourse among the business and professional men of the City of Charleston and its vicinity; and between such business and professional men and those from other parts of the country; to promote unity and community of interest amongst the various classes of business of the city and vicinity; to foster the cooperation of the various business interests for their mutual protection and advancement, and to encourage the establishment of new industries and enterprises in our midst.

Officers: R. G. Rhett, President, Charleston, S. C.; James R. Johnson, Charleston, S. C., Vice-President; Montague Triest, Charleston, S. C., Secretary; G. M. Pinckney, Charleston, S. C., Treasurer; A. M. Lee, Charleston, S. C., Solicitor.

Directors: R. G. Rhett, James R. Johnson, Geo. A. Wagener, J. Walter McIver, Morris Israel, J. F. Baybank, A. C. Mustard, W. G. Hinson, A. Bissell Jenkins, J. E. C. Pedder, H. A. Maloney, all of Charleston, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: E. H. Pringle, Charleston, S. C.; Joseph Norwood, Greenville, S. C.; Wm. A. Law, Spartanburg, S. C.; R. G. Rhett, Charleston, S. C.

Name: South Carolina Bankers' Association.

Location: Charleston, S. C.

Date of Charter: July 8th, 1902.

Purpose: To promote the general welfare and usefulness of banks and banking institutions, and to secure uniformity of action, together with the practical benefits to be derived from personal acquaintance, and from the discussion of subjects important to the banking and commercial interests of the State of South Carolina; and especially in order to secure the proper consideration of questions regarding the financial and commercial usages, customs and laws which affect the banking interests of the entire State, and for protection against loss by crime.

Officers: E. H. Pringle, Charleston, S. C., President; E. W. Robertson, Columbia, S. C., Vice-President; Joseph Norwood, Greenville, S. C., Secretary and Treasurer.

Executive Committee: W. J. Montgomery, Marion, S. C.; R. G. Rhett, Charleston, S. C.; W. J. Roddy, Rock Hill, S. C.; B. F. Mauldin, Anderson, S. C.; W. D. Morgan, Georgetown, S. C.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. B. Abbott, A. B. Rivers, Louisa Orr, Edward Sweetwine, Sarah Bennett and S. Sweetwine, all of Charleston, S. C.

Name: Sons and Daughters of Shiloh.

Location: Charleston, S. C.

Date of Charter: July 23d, 1902.

Purpose: To care for its members during sickness, and to provide for their proper interment at death.

Officers: J. B. Abbott, Charleston, S. C., President; A. B. Rivers, Charleston, S. C., Secretary; Louisa Orr, Charleston, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: Geo. H. Connelly, Columbia, S. C.; F. W. Herlong, Columbia, S. C.; J. C. Connelly, Columbia, S. C.; F. P. Bullock, Columbia, S. C.

Name: The Richland Mutual Burial Association.

Location: Columbia, S. C.

Date of Charter: July 26th, 1902.

Purpose: The accumulation of a fund by monthly individual payments from its members, which fund is to be used, after payment of all necessary and legitimate expenses, exclusively for the purpose of furnishing a funeral for any and all deceased members of said association who may be in good standing at time of death.

Officers: Geo. W. Connelly, Columbia, S. C., President; F. W. Herlong, Columbia, S. C., Vice-President; J. E. Connelly, Columbia, S. C., Treasurer; F. P. Bullock, Columbia, S. C., Secretary.

Incorporated: In perpetuity.

Petitioners for Incorporation: Joseph F. Rhame, J. T. Stukes, W. E. Daniels and W. C. Davis.

Name: The Presbyterian Church at Manning.

Location: Manning, S. C.

Date of Charter: August 5th, 1902.

Purpose: Religious.

Officers: Rev. F. M. Gregg, Pastor.

Elders: F. N. Wilson, C. R. Harvin, W. N. Plowden, Joseph F. Rhame, E. E. Dickson and W. C. Davis.

Deacons: J. M. McFadden, S. M. Plowden, G. L. Dickson, A. I. Barron and L. L. Harvin.

Incorporated: ————.

Petitioners for Incorporation: T. J. Crawford, Rock Hill, S. C.; Geo. King, Guthriesville, S. C.; Alexander Carter, Ogden, S. C.

Name: New Olivet Church.

Location: Guthriesville, S. C.

Date of Charter: August 6th, 1902.

Purpose: To preach the Gospel, and teach the Presbyterian faith, and is for educational and religious purposes.

Officers: D. C. Wilkes, Guthriesville, S. C., Pastor; T. J. Crawford, Rock Hill, S. C., Elder; Geo. King, Guthriesville, S. C., Elder; Wm. Blake, Rock Hill, S. C., Deacon; Jos. Thompson, Rock Hill, S. C., Deacon; Alexander Carter and others, Ogden, S. C., Deacon.

Incorporated: In perpetuity.

Petitioners for Incorporation: Archy Geddes, R. B. Burnett and Boston Hamilton, of Exchange Post Office, Johns Island, S. C.

Name: Early Rising Sons of Union.

Location: The Curtis Plantation, on Johns Island.

Date of Charter: August 13th, 1902.

Purpose: To promote and establish a charitable society for the purpose of rendering financial aid and assistance to its sick members, and burying its dead.

Officers: Archy Geddes, President and Treasurer; ——— Geddes, Secretary; R. B. Burnett, Chairman, and Boston Hamilton, Committeeman.

Incorporated: ———.

Petitioners for Incorporation: Mc. McKissick, H. B. Worthy, Wm. F. Hughes, Clara Foster, Josie Hughes, Isaac Douglass and J. P. Sims.

Name: New Enterprise Society.

Location: Union, S. C.

Date of Charter: October 13th, 1902.

Purposes: To care for the sick and bury the dead members of this Society.

Officers: Mc. McKissick, Union, S. C., President; H. B. Worthy, Union, S. C., Vice-President; Wm. F. Hughes, Union, S. C., Secretary; Clara Foster, Union, S. C., Treasurer; Josie Hughes, Union, S. C., Messenger; J. P. Sims, Union, S. C., Foreman of Finance.

Incorporated: In perpetuity.

Petitioners for Incorporation: J. W. Clark, Donoho, S. C., and Jas. O. Gore, Clio, S. C.

Name: Sardis Presbyterian Church.

Location: Clio, S. C.

Date of Charter: August 14th, 1902.

Purposes: To maintain a place of Divine Worship for the Ministry and members of the Presbyterian Church in the U. S. A., who are likewise ministers or members of Sardis Presbyterian Church, and to do all such acts as may be proper or expedient in the work of propagating the teachings of Christianity in accordance with the doctrines and practice of the said Presbyterian Church, in the U. S. A.

Officers: J. W. Clark, Donoho, S. C., Trustee; Jas. O. Gore, Clio, S. C., Trustee; W. R. Mildrow, Marion, S. C., Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: John K. Hayes and Wm. Seal.
Name: Capital City Club.
Location: 1402½ Assembly street, Columbia, S. C.
Date of Charter: August 21st, 1902.
Purpose: Social intercourse and fraternal benefits.
Officers: Jno. K. Hayes, President; Wm. Seal, Vice-President.
Incorporated: In perpetuity.

Petitioners for Incorporation: John H. Altee, Columbia, S. C.; J. E. Turner, Columbia, S. C.; J. A. Turner, Columbia, S. C.; John Powell, Columbia, S. C.
Name: The Congaree Club.
Location: Columbia, S. C.
Date of Charter: August 22d, 1902.
Purpose: For social and fraternal intercourse.
Officers: John H. Altee, Columbia, S. C., President; J. A. Turner, Columbia, S. C., Secretary and Treasurer.
Incorporated: In perpetuity.

Petitioners for Incorporation: W. S. Stokes, Summerville, S. C., and W. R. Dehon, Summerville, S. C.
Name: The Summerville Society for the Prevention of Cruelty to Animals.
Location: Summerville, S. C.
Date of Charter: September 25th, 1902.
Purposes: To provide effectual means for the prevention of cruelty to animals throughout the County of Dorchester, and elsewhere.
Officers: W. S. Stokes, Summerville, S. C., President; E. B. Jackson, Summerville, S. C., Vice-President; Alexander Martin, Summerville, S. C., Second Vice-President; W. R. Dehon, Summerville, S. C., Secretary; Mrs. J. T. E. Thornhill, Summerville, S. C., Treasurer.
Incorporated: In perpetuity.

Petitioners for Incorporation: J. R. Dickson, John McSwain, E. Hardin and W. H. Bird, all of Grover, N. C.
Name: Antioch Baptist Church.
Location: One and a half miles south of Grover, N. C.
Date of Charter: October 7th, 1902.

Purpose: To promote and extend the Gospel and Religion of the Lord Jesus Christ, and to prevent the making and selling of liquors within the lawful limit as prescribed by law.

Officers: J. R. Dickson, on Farm, Trustee; John McSwain, on Farm, Trustee; E. Hardin, on Farm, Trustee; W. H. Bird, on Farm, Trustee.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. D. Gaillard, Eutawville, S. C.; P. M. Goodwin, Eutawville, S. C.; R. W. Holman, Eutawville, S. C.

Name: The First Presbyterian Church of Eutawville, S. C.

Location: Eutawville, S. C.

Date of Charter: October 23d, 1902.

Purposes: Moral, Religious and Educational.

Officers: A. D. Gaillard, Eutawville, S. C., Chairman; P. M. Goodwin, Eutawville, S. C., Secretary; R. W. Holman, Eutawville, S. C., Pastor.

Incorporated: In perpetuity.

Petitioners for Incorporation: O. F. Dawson, Charleston, S. C.; B. H. James, Charleston, S. C.; T. Smith, Charleston, S. C.; C. Kanapaux, Charleston, S. C.; J. Harlston, Charleston, S. C.

Name: The Mishaw Rifle Auxiliary Association.

Location: Charleston, S. C.

Date of Charter: October 23d, 1902.

Purpose: To care for their sick members, and bury them when dead.

Officers: J. Harlston, Charleston, S. C., President; B. Mechanic, Charleston, S. C., Vice-President; O. T. Dawson, Charleston, S. C., Secretary; T. Smith, Charleston, S. C., Treasurer.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. K. Duffie, Columbia, S. C.; W. W. Ray, Congaree, S. C.; Harry W. Adams, Congaree, S. C.; Alexander C. Clarkson, Wateree, S. C.; Francis H. Weston, Columbia, S. C.

Name: Richland Game Club.

Location: Congaree, S. C.

Date of Charter: November 3d, 1902.

Purpose: To protect game, and to have all rights usually incident to a hunting club.

Officers: W. K. Duffie, Columbia, S. C., President; A. C. Clarkson, Wateree, S. C., Vice-President; H. W. Adams, Congaree, S. C., Secretary and Treasurer.

Board of Trustees: The President, Vice-President, Secretary and Treasurer, and the following: W. W. Ray and Francis H. Weston.

Incorporated: In perpetuity.

Petitioners for Incorporation: John H. Fernandez, Jonesville, S. C.; John Smith, Jonesville, S. C.; B. J. Foster, Jonesville, S. C.; S. S. Foster, Jonesville, S. C.; E. D. Gaffney, Jonesville, S. C.

Name: The Alpha Friendly Aid Society.

Location: Jonesville, S. C.

Date of Charter: November 6th, 1902.

Purpose: Aid the sick and bury the dead.

Officers: Jno. H. Fernandez, Jonesville, S. C., President; John Smith, Jonesville, S. C., Vice-President; B. J. Foster, Jonesville, S. C., Secretary; S. S. Foster, Jonesville, S. C., Treasurer.

Incorporated: Absolutely.

Petitioners for Incorporation: Geo. H. Mears, Charleston, S. C.; Wm. H. Cling, Charleston, S. C.; J. J. O'Brien, Charleston, S. C.; A. H. Kiddell, Charleston, S. C.; R. C. Browne, Charleston, S. C.

Name: Charleston Hook and Ladder Company, No. 3, Veteran Association.

Location: Charleston, S. C.

Date of Charter: November 8th, 1902.

Purpose: To care for its sick members and bury their dead.

Officers: H. C. Mears, Charleston, S. C., President; Wm. H. Cling, Charleston, S. C., Vice-President; R. C. Browne, Charleston, S. C., Secretary; J. J. O'Brien, Charleston, S. C., Treasurer; A. H. Kiddell, Charleston, S. C.

Incorporated: For a period of ninety-nine years.

Petitioners for Incorporation: Sallie Stokes, Blacksburg, S. C., and Berry Stokes, Blacksburg, S. C.

Name: The Love and Union Society of Blacksburg, S. C.

Location: Blacksburg, S. C.

Date of Charter: November 14th, 1902.

Purpose: Fraternal, taking care of the sick, burying the dead, etc.
Officers: Berry Stokes, Ned Starnes, Simon Anthony, Trustees, Blacksburg, S. C.
Incorporated: In perpetuity.

Petitioners for Incorporation: Wm. M. Blassingame and J. H. Arthur, of Greenville County, S. C.
Name: Sons and Daughters of Hope.
Location: Greenville County, S. C.
Date of Charter: November 21st, 1902.
Purpose: To care for the sick and bury the dead.
Officers: President, Wm. M. Blassingame; Vice-President, S. J. Franks; Secretary, Louvinia Hawthorne; Treasurer, Mary Scott; Chaplain, Hime Mays; Speaker, E. W. Browne; Trustees, George Scott, William Hawthorne and J. W. Reed.
Incorporated: In perpetuity.

Petitioners for Incorporation: W. H. McLeod, Seabrook, S. C.; N. Christensen, Beaufort, S. C.; W. S. Dorset, Beaufort, S. C.; A. M. H. Christensen, Beaufort, S. C.
Name: Port Royal Agricultural School.
Location: Beaufort, S. C.
Date of Charter: November 21st, 1902.
Purpose: To improve the moral and industrial condition of the colored people in the vicinity.
Officers: H. W. McLeod, Seabrook, S. C., President; W. S. Dorset, Beaufort, S. C., Secretary; N. Christensen, Beaufort, S. C., Treasurer; A. M. H. Christensen, Beaufort, S. C., Trustee.
Incorporated: In perpetuity.

Petitioners for Incorporation: A. J. Jones, Jonesville, S. C.; Alvin Jones, Jonesville, S. C.; Adolphus Mears, Jonesville, S. C.; Samuel Suber, Jonesville, S. C.
Name: Cedar Grove Benevolent Society.
Location: Cedar Grove, near Jonesville, S. C.
Date of Charter: November 25th, 1902.
Purpose: To care for the sick and bury the dead.
Officers: A. J. Jones, Jonesville, S. C., President; Alvin Jones, Jonesville, S. C., Vice-President; Adolphus Means, Jonesville, S. C., Treasurer; Samuel Suber, Jonesville, S. C., Secretary; General Eison, Jonesville, S. C., Conductor.
Incorporated: Absolutely.

Petitioners for Incorporation: G. R. Webb, Warrensville, S. C.; J. H. Burnett, Warrensville, S. C.; W. L. Jenkins, Warrensville, S. C.

Name: Gregg Lodge, No. 62, Independent Order of Odd Fellows.

Location: Warrensville, S. C.

Date of Charter: December 1st, 1902.

Purpose: Social, fraternal, charitable and benevolent, and for the mutual benefit, protection and moral improvement of its members; to borrow money for the purpose of carrying out the objects of its charter; to make notes, bonds or other evidences of debt, and to secure the payment of its obligations by mortgage or deed of trust in all or any part of its property and franchises, both real and personal, and, in fact, to enjoy all the rights and privileges as allowed such corporations under an Act approved February 19th, 1900.

Officers: W. E. Hall, Vaucluse, S. C., Noble Grand; E. J. Craig, Warrensville, S. C., Vice-Grand; J. H. Burnett, Warrensville, S. C., Financial Secretary; W. L. Jenkins, Warrensville, S. C., Recording Secretary; G. R. West, Warrensville, S. C., Treasurer; W. M. Beaty, Warrensville, S. C., Warden; J. K. Jones, Warrensville, S. C., M. H. Whitlock, Warrensville, S. C., Trustees.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. M. Meetze, Columbia, S. C.; E. E. Douglass, Columbia, S. C.; T. H. Meighan, Columbia, S. C.; F. B. McIntosh, Columbia, S. C.; T. T. Moore Jr., Columbia, S. C.

Name: The Metropolitan Club.

Location: December 6th, 1902.

Purpose: The amusement and the physical and mutual culture of, and the promotion of friendly intercourse among its members.

Officers: A. M. Meetze, Columbia, S. C., President and Member of Council; Edwin W. Robertson, Columbia, Vice-President; J. D. Bell, Columbia, S. C., Secretary and Treasurer; E. E. Douglass, Columbia, S. C., Member of Council; F. B. McIntosh, Columbia, S. C., Member of Council; T. H. Meighan, Columbia, S. C., Member of Council; T. T. Moore, Columbia, S. C., Member of Council.

Incorporated: In perpetuity.

Petitioners for Incorporation: W. A. Clark, J. B. Norris, R. W. Shand, E. B. Clark and T. H. Wannamaker.

Name: Columbia Chamber of Commerce.

Location: Columbia, S. C.

Date of Charter: December 13th, 1902.

Purpose: Educational, social and fraternal, by increasing the intercourse and cooperation of all business men of said City of Columbia, to assist in promoting the industrial, commercial and agricultural development of said city and its vicinity, of extending trade relations with other communities; to act as a medium of communication between the citizens of Columbia and other bodies, and by all proper means promote the general welfare of said city.

Officers: President, W. A. Clark; First Vice-President, J. B. Norris; Second Vice-President, Robert W. Shand; Third Vice-President, E. B. Clark; Secretary, E. J. Watson; Treasurer, August Kohn.

Board of Directors: President and Vice-Presidents and N. G. Gonzales, J. M. Green, John T. Melton, Dr. W. J. Murray, E. W. Robertson, Julius H. Walker, Charles Narey, Alexander E. King, T. H. Wannamaker, T. H. Gibbes, T. J. Harper, J. C. Haskell, C. B. Simmons, J. J. McMahan, Alex. Guignard, W. W. Abbott, R. B. Cooner, Wilie Jones, H. D. Lorick, E. H. Cain, C. C. Stanley, Geo. L. Baker, A. M. Meetze, J. B. Sylvan, R. A. McCreary, W. B. Lowrance, W. H. Gibbes Jr., Geo. R. Koester, Charles Ellis and W. M. Otis.

Incorporated: In perpetuity.

Petitioners for Incorporation: Jacob Price, A. R. Wilkes, W. A. Wright, Melie Miks, W. C. Russell, J. C. Young, J. B. Wright, G. B. Nelson, George Rawls and Coleman Carter.

Name: Halsellville Burial and Aid Society, No. 1.

Location: Halsellville, S. C.

Date of Charter: December 16th, 1902.

Purpose: To raise money by a system of monthly dues, and thus to establish a fund to take care of the sick and bury the dead of its membership and their minor children.

Officers: Jacob Price, Halsellville, S. C., President; A. R. Wilkes, Halsellville, S. C., Vice-President; W. A. Wright, Chester, S. C., Secretary; Melie Miks, Halsellville, S. C., Treasurer; Will Russell, Halsellville, S. C., ex-Committeeman; C. J. Young, Halsellville, S. C., ex-Committeeman; J. B. Wright, Halsellville, S. C., ex-Committeeman; G. B. Nelson, Chester, S. C., ex-Committeeman; Geo. Rawls, Halsellville, S. C., ex-Committeeman; Columbus Carter, Chester, S. C., ex-Committeeman.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. G. Rhodes, A. W. Litschgi, G. B. Buell and C. L. Stickney.

Name: Furniture Dealers' Protective Association.

Location: Charleston, S. C.

Date of Charter: December 29th, 1902.

Purpose: Social and fraternal.

Officers: A. W. Litschgi, Charleston, S. C., Manager; G. B. Buell, Charleston, S. C., Manager; C. L. Stickney, Charleston, S. C., Manager.

Incorporated: In perpetuity.

Petitioners for Incorporation: A. Harris, D. Williams, D. Ballard, A. Mitchell and B. H. James.

Name: The Enosh Council, No. 1.

Location: ————.

Date of Charter: December 29th, 1902.

Purpose: To care for the sick, bury the dead and foster a spirit of peace, amity, industry and thrift among the members.

Officers: A. Harris, 14 Charlotte St., President; D. Williams, 5-Mile House, Vice-President; B. H. James, 16 Charlotte St., Secretary; T. Gillius, 64 Hazell St., Treasurer.

Incorporated: Fifty years.

Petitioners for Incorporation: John J. Briggs and Thos. Robertson.

Name: The Mount Lebanon Baptist Church.

Location: Near Parksville, Edgefield County.

Date of Charter: December 30th, 1902.

Purpose: To serve and worship God in accordance with the rules, faith and creed of the Baptist denomination.

Officers: G. W. Bussey, Secretary, Modoc, S. C.; A. Robertson, Treasurer, Modoc, S. C.; Thos. Robertson, Trustee, Modoc, S. C.; Jno. J. Briggs, Trustee, Parksville, S. C.; J. W. Blanchard, Trustee, Parksville, S. C.; Jno. J. Briggs, Deacon, Parksville, S. C.; Thos. Robertson, Deacon, Modoc, S. C.; J. W. Blanchard, Deacon, Parksville, S. C.; A. Robertson, Deacon, Modoc, S. C.; Wyatt Gilchrist, Deacon, Parksville, S. C.; G. W. Adams, Deacon, Parksville, S. C.; A. Tompkins, Deacon, Parksville, S. C.; Peter Chamberlain, Deacon, Parksville, S. C.; N. Blair, Deacon, Parksville, S. C.

Incorporated: In perpetuity.

Railroad Charters.

Edgmoor and Manetta Railway.

Whereas, B. D. Heath, of Charlotte, N. C., H. B. Heath, of Lando, S. C., and G. D. Heath, of Chester, S. C., did on the second day of October, 1901, file in the office of the Secretary of State of South Carolina a written declaration signed by themselves setting forth:

First. The names and residences of the petitioners to be as above given.

Second. The name of the proposed corporation to be that of "Edgmoor and Manetta Railway." The principal place of business of the proposed corporation to be Lando, S. C. The general purpose of the corporation and the nature of the business it proposes to do, to build and operate a standard gauge railway from Manetta Mills, on Fishing Creek, to Edgmoor, a station on the Seaboard Air Line Railway, each of said places being in Lewisville Township, Chester County, S. C.; the length of said proposed railway to be about two and one-half miles. It is proposed to operate said railway by steam or such other power as the company operating the same may deem desirable and safe. It is proposed in the operation of said railway to do principally a freight business, with the right to transport passengers on freight trains if desired. But it is not proposed to run regular passenger trains or do a regular passenger business. The proposed railway will be located entirely within the State of South Carolina. No portion of said railway has been constructed to any extent.

Third. That it is proposed to organize said corporation when five thousand dollars of the capital stock has been subscribed, and when one thousand dollars of said amount has been paid in cash; the maximum amount of the capital stock not to exceed ten thousand dollars. The number of shares into which the capital stock is divided to be one hundred of the par value of one hundred dollars each.

That it is proposed to organize said corporation, Edgmoor and Manetta Railway, under the provisions of an Act of the General Assembly of the State of South Carolina to provide for the formation of railway, street railway and canal companies, to define the powers thereof, and to provide a mode of amending the charters thereof, approved the 28th day of February, A. D. 1899.

Fifth. That it is proposed, when duly organized, if it shall become necessary, to condemn such lands as may be necessary for right of way for the construction and operation of its proposed rail-

way, as provided by law, and to give notice by publication thereof for four weeks in a newspaper published in the County where the right of condemning lands is desired to be acquired as provided by law.

And, whereas, the Secretary of State of South Carolina did on the 2d day of October, 1901, issue to the said petitioners a commission constituting and appointing them a Board of Corporators, and authorizing and empowering them to open books of subscription to the capital stock of the proposed corporation, requiring them to give not less than thirty days notice by advertisement in "The Chester Reporter," a newspaper published in Chester County, South Carolina, of the time and place, when and where, the said books of subscription would be opened.

And, whereas, on the second day of October, 1901, B. D. Heath, H. B. Heath and G. D. Heath, being a majority of the said Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing setting forth that all the requirements of the Act entitled "An Act to provide for the formation of Railroads, Steamboat, Street Railway and Canal Companies and to define the powers and provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, had been complied with.

First. That they gave more than thirty days notice by advertisement for more than thirty days in "The Chester Reporter," a newspaper published in Chester County, South Carolina, being the County in which the proposed railway will be entirely located, of the time and place of the opening of books of subscription to the capital stock of the said proposed railway company.

Second. That they also gave notice for four weeks by publication for four weeks in "The Chester Reporter," a newspaper published in Chester County, the County in which the proposed railway will be entirely located, of the time and place, when and where application would be made for a charter for the proposed railway, and that they would apply for the right to condemn lands for right of way if it should be so desired as provided by law.

Third. That pursuant to the notice and advertisement they opened books of subscription to the capital stock of the proposed corporation at the time and place mentioned in the notice and advertisement, and there was subscribed to the capital stock of the proposed corporation in bona fide subscriptions the sum of five thousand dollars, being fifty per cent. of the authorized capital stock of said pro-

posed corporation, and more than five hundred dollars per mile for each mile of the proposed railway. That said stock was subscribed for as follows: B. D. Heath, of Charlotte, N. C., forty-four shares; H. B. Heath, of Lando, S. C., five shares; G. D. Heath, of Chester, S. C., one share, each share of said stock being of the par value of one hundred dollars.

Fourth. That subsequently the said subscribers to the capital stock of said proposed railway company were called together and the following were elected directors, to wit: B. D. Heath, Charlotte, N. C.; H. B. Heath, Lando, S. C.; G. D. Heath, Chester, S. C. That thereafter at a meeting of the said Board of Directors the following officers were elected, to wit: President, B. D. Heath, Charlotte, N. C.; Vice-President, H. B. Heath, Lando, S. C.; Treasurer, H. B. Heath, Lando, S. C.

Fifth. That more than twenty per cent. of the amount subscribed to the capital stock of the said railway company was paid or secured to be paid to H. B. Heath, Treasurer of the said railway company.

Sixth. That the survey of the route of said proposed railway, and the profile of the same has not yet been fully completed, but it is the purpose and intention of the corporators to have the same completed within a short time, and to file with the Secretary of State a copy of the profile map of the said proposed railway within one year of the date of this return.

Now, therefore, I, M. R. Cooper, Secretary of State of the State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly entitled "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, and all other acts or parts of acts me thereto enabling, do hereby certify that the aforesaid company, "Edgmoor and Manetta Railway," has been fully organized according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter, and I hereby declare the "Edgmoor and Manetta Railway" to be a body politic and corporate, and as such it may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court and Register of Mesne Conveyance in Chester County, State of South Carolina.

It is furthermore a condition of this charter that the said "Edgmoor and Manetta Railway" shall be deemed to have waived their charter rights, franchises and privileges unless they shall begin the construction of the proposed road within two years from the date hereof, and complete the same within five years thereafter.

Given under my hand and the seal of the State at Columbia, this twenty-fourth day of March, in the year of our Lord one thousand, nine hundred and two, and in the one hundred and twenty-sixth year of the Independence of the United States of America.

(Seal.) M. R. COOPER,
Secretary of State.

Alcolu Railroad Company.

Whereas, Robert J. Alderman, David W. Alderman and David C. Shaw did, on the twenty-seventh day of January, A. D. 1902, file in the office of the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names of the petitioners to be as above and their residences at Alcolu, in the State of South Carolina.

Second. The name of the proposed corporation to be that of "Alcolu Railroad Company."

With its principal place of business at Alcolu, S. C.

The general purpose of the corporation, and the nature of the business it proposes to do is to construct, maintain and operate a railroad of one or more tracks from Alcolu, in Plowden's Mill Township, Clarendon County, on or near the route taken by the tramroad operated by D. W. Alderman & Sons Company, to Sardinia, in New Zion Township (by an error of the petitioners Sardinia was stated to be in Midway Township in the petition for charter), State of South Carolina, thence in a northerly or northeasterly direction to some point on Lynch's River, in Florence County, South Carolina, the particular route to be determined by the company, and to do business as a common carrier on and over said road.

Third. The said corporation also desired and petitioned for the following powers and privileges:

To condemn land for rights of way as provided in Article 2, Chapter 41, of the Revised Statutes of the State of South Carolina, to merge and consolidate its capital stock, estate real, personal and mixed, rights, privileges, franchises and property of any other rail-

road company or companies, said consolidation to be effected by such terms and conditions as may be agreed upon not inconsistent with the laws of this State, to construct and operate such branch or branches as the said corporation may desire, to lay out or construct said railroad or its branches across any public road, railroad, river, creek, water or water course, which may be in its route; to acquire by purchase or otherwise, and hold, own and possess, or sell or otherwise transfer real or personal estate; to sue and be sued, plead and be impleaded in all Courts in the State; to have and to use a common seal, which it may change or alter at its pleasure, and make all necessary laws for its government not inconsistent with the statutes and laws of this State and the United States; to construct, own and operate side tracks, depots, warehouses and any other buildings, structures or things of like nature which it may need in connection with the operation and maintenance of said road, together with all and every other power, authority, privilege and right, common or necessary, to similar corporations, which are given to such corporations by the laws of this State.

Fourth. That the total length of the said road is to be about forty miles, of which a portion amounting to about twenty miles has been constructed and is now in use, owned and operated by a private corporation known as D. W. Alderman & Sons Company. The said proposed railroad to be of standard gauge and steam to be used as the motive power.

Fifth. That the minimum of the capital stock upon which the said corporation is organized to be twenty-five thousand ($25,000) dollars and the maximum to which said capital stock may hereafter be increased to be one hundred thousand ($100,000) dollars, the par value of the shares thereof to be five hundred ($500) dollars each, and payable in cash.

Sixth. That they propose to organize such corporation under the provisions of the Act of the General Assembly of this State entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof," approved the 28th day of February, A. D. 1899, and all subsequent Acts amendatory thereof.

And, whereas, on the 19th day of March, A. D. 1902, the above named corporators, to wit: Robert J. Alderman, David W. Alderman and David C. Shaw, did file with the Secretary of State their return in writing over their signatures duly attested, certifying, among other things, that pursuant to published notice as required

in the commission of the said above named corporators, the books of subscription to the capital stock of the aforesaid "Alcolu Railroad Company" were duly opened.

First. That all the requirements of the Act entitled, "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof," approved the 28th day of February, A. D. 1899, and all amendments thereto, have been duly and fully complied with; that more than fifty per cent. of the capital stock has been subscribed and paid in or secured; that more than five hundred ($500) dollars per mile has been subscribed, and at least twenty per cent. of the amount subscribed has been paid or secured, and that the names and residences of the subscribers, and the amount subscribed by each, appear in the schedule hereto attached, as a part of this return, to wit:

Robert J. Alderman, subscribed $500, paid in $500.

David W. Alderman, subscribed $24,000, paid in $24,000.

David C. Shaw, subscribed $500, paid in $500.

All of whom live in Alcolu, South Carolina.

That a survey of the proposed route has not been made, but it is intended to file a profile map of said route within one year from the date thereof.

That pursuant to notice as required, a meeting was held on the 18th day of March, A. D. 1902, at Alcolu, South Carolina, at which a majority of all stock in value being present, in person or by proxy, the following of whom were elected as directors: Robert J. Alderman, David W. Alderman and David C. Shaw.

That subsequently there was elected as President, Robert J. Alderman; as Vice-President, David W. Alderman; as Secretary and Treasurer, David C. Shaw; all of whom live at Alcolu, South Carolina.

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other acts or parts of acts me thereto enabling, do hereby certify that the aforesaid company, "Alcolu Railroad Company," has been fully organized according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I do hereby declare the said "Alcolu Railroad Company" to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of Court for Clarendon and Florence Counties.

It is furthermore a condition of this charter that the said "Alcolu Railroad Company" shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin the construction of the proposed road within one year from the date thereof, and complete the same within three years thereafter.

Given under my hand and the seal of the State at Columbia, this 19th day of March, in the year of our Lord one thousand nine hundred and two, and in the one hundred and twenty-sixth year of the Independence of the United States of America.

(Seal.) M. R. COOPER,
Secretary of State.

Magnolia Traction, Light and Power Company.

Whereas, Charles N. Burns, of Troy, Ohio; James L. Brump, of Troy, Ohio; Robert J. Smith, of Troy, Ohio, and Gilmer T. Thomas, of Troy, Ohio, did, on the 18th day of March, 1902, file with the Secretary of State a written declaration signed by themselves setting forth:

First. That their names and residences are as given above.

Second. The name of the proposed corporation is "The Magnolia Traction, Light and Power Company."

Third. The place at which it proposes to have its principal place of business is Summerville, South Carolina.

Fourth. The termini of said proposed "Traction Company" are as follows, to wit: The town of Summerville, Dorchester County, South Carolina, and the City of Charleston, Charleston County, South Carolina.

Fifth. The route extending through Summerville and from Summerville, Dorchester County, South Carolina, through the Townships of Dorchester, in Dorchester County, and the Township of St. James, Goose Creek, in Berkeley County, and through the Townships of St. Philips and St. Michaels and St. Andrews, in Charleston County, to and within the City of Charleston, County of Charleston, State of South Carolina.

Sixth. The total length of said road will be thirty (30) miles; no portion of said road has yet been constructed.

Seventh. The motive power to be used will be electricity and the gauge of the road will be "standard."

Eighth. The proposed road will be altogether within the limits of the State of South Carolina.

Ninth. Said corporation proposes to supply the light, heat and power to the town of Summerville in accordance with the provisions of an ordinance of said town of Summerville passed and ratified February 12th, 1902, by the Intendant and Wardens of said town; and also to supply light, heat and power along the line of said road.

Tenth. Said corporation expects to operate the line and furnish light, heat and power as aforesaid as an independent corporation.

Eleventh. The amount of the capital stock of this corporation is to be fifteen thousand ($15,000.00) dollars, payable in cash, and the maximum amount to which said capital stock may be hereafter increased is one million ($1,000,000.00) dollars.

Twelfth. The number of shares into which the capital stock is to be divided is one hundred and fifty (150) of the par value of one hundred dollars each, and the maximum number of shares into which the maximum amount of capital stock will be divided is ten thousand of the par value of one hundred ($100.00) dollars each.

Thirteenth. That it is proposed to organize such corporation under the provisions of "An Act to provide for the formation of Railroad, Steamboat, Street Railway and Canal Companies, and to define the powers thereof, and provide a mode for amending the charters thereof." Which said Act was approved the 28th day of February, A. D. 1899.

Fourteenth. This corporation will, under said Act, apply the power and right to condemn lands for the use of said traction line, and its power house and any other land necessary for its use and operation. The place of hearing upon said application will be at the office of the Secretary of State, in the City of Columbia, in the State of South Carolina, on the twenty-seventh (27th) day of April, 1902, between the hours of 9 a. m. and 5 p. m. of said day, due notice to be published in the Counties of Dorchester, Berkeley and Charleston, as required by said Act.

And, whereas, the Secretary of State of South Carolina did, on the 18th day of March, 1902, issue to the said petitioners a commission constituting and appointing them a Board of Corporators, and authorizing and empowering them to open books of subscription to the capital stock of the proposed corporation requiring them to give

not less than thirty (30) days notice by advertisement in a newspaper published in each of the Counties of Charleston, Berkeley and Dorchester, of the time and place when and where said books of subscription would be open.

And whereas, on the 22d day of May, A. D. 1902, Robert J. Smith, of Troy, Ohio, Gilmer T. Thomas, of Troy, Ohio, and Charles N. Burns of Troy, Ohio, being a majority of the said Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return in writing, setting forth that the said thirty (30) days notice by advertisement was given in the "News and Courier", a newspaper published in the County of Charleston; the "Summerville News", a newspaper published in the County of Dorchester, and the "Echo and Press", a newspaper published in the County of Berkeley, being the Counties in which the proposed railway will run, of the time and place of the opening of books of subscription to the capital stock of the said proposed railway; also gave notice for four weeks by publication in the aforesaid newspapers of the time and place when and where application would be made for a charter for the proposed railway, and that they would apply for the right to condemn lands for right of way if it should be so desired, as provided by law. That pursuant to the notice and advertisement, books of subscription would open to the capital stock of the proposed corporation at Summerville on the third day of May, 1902, and there was subscribed to the capital stock of the proposed corporation in bona fide subscriptions the sum of fifteen thousand ($15,000.00) dollars, being the total amount of the minimum capital stock of the proposed railway, and more than five hundred dollars ($500.00) per mile for each mile of the proposed railway. That the capital stock was subscribed for as follows: Robert J. Smith, Troy, Ohio, $2,500.00; G. T. Thomas, Troy, Ohio, $2,500.00; James L. Brump, Troy, Ohio, $2,500.00; C. N. Burns, Troy, Ohio, $2,500.00; Walter S. Thomas, Troy, Ohio, $2,500.00; Robert J. Smith, Trustee, Troy, Ohio, $2,400.00; George Tupper, Summerville, S. C., $100.00, in shares of the par value of $100 each. That subsequently the said subscribers to the capital stock of the said proposed railway company were called together and the following were elected directors, namely: Robert J. Smith, G. T. Thomas, C. N. Burns and Walter S. Thomas.

That thereafter at a meeting of the said Board of Directors the following officers were elected: President, Robert J. Smith; Vice-President, Gilmer T. Thomas; Secretary, Walter S. Thomas; Treasurer, Charles N. Burns; all of Troy, Ohio.

That more than 20 per cent. of the amount subscribed to the capital stock of the said railway company was paid or secured to be paid to Charles N. Burns, Treasurer of said company.

That the survey of their route of the proposed railway and the profile of the same has not yet been fully completed, but it is the purpose and intention of the undersigned to have the same completed within one year and to file with the Secretary of State a copy of the profile map of the said proposed railway within one year of the date of the return.

That all the requirements of the Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof and to provide the mode for amending the charters thereof, approved the 28th day of February, A. D. 1899, have been fully complied with.

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by an Act of the General Assembly, entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and to provide a mode for amending the charters thereof," approved the 28th day of February, A. D. 1899, and all other Acts me thereto enabling, do hereby certify that the aforesaid company, "The Magnolia Traction, Light and Power Company," has been fully organized according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I hereby declare the said "Magnolia Traction, Light and Power Company" to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court and Register of Mesne Conveyance in each of the Counties through which the line of the aforesaid corporation will run or the proposed corporation will have a business office.

It is furthermore a condition of this charter that the said Magnolia Traction, Light and Power Company shall be deemed to have waived their charter rights, franchises and privileges, unless they shall begin

the construction of the proposed road within two years from the date hereof, and complete same within ten years thereafter.

Given under my hand and the seal of the State at Columbia this 22d day of May, in the year of our Lord one thousand nine hundred and two, and in the one hundred and twenty-sixth year of the independence of the United States of America.

(Seal.) M. R. COOPER,
Secretary of State.

The Lexington and Columbia Railway Company.

Whereas, A. J. Fox, J. E. Kaufmann and G. T. Graham, all of Lexington, South Carolina, did, on the twenty-ninth day of May, 1902, file with the Secretary of State a written declaration, signed by themselves, setting forth:

First. The names and residences of the said petitioners to be as above given.

Second. The name of the proposed corporation to be that of "The Lexington and Columbia Railway Company."

The principal place of business of the corporation to be Lexington, S. C.

Third. The general purpose of the corporation, and the nature of the business it proposes to do, is to own and operate a railway; to construct single or double railway tracks, of standard guage, from the town of Lexington, in Lexington County, to the town of Brookland, in said County; to contract for and provide electric motive power, or any other power for the purpose of said company; to make, produce, generate and supply light, power and heat by the means of electricity and gas, or either of them, both for its corporate purposes and for sale to the public. The said corporation proposes to assume and claim, under the provisions of the Constitution and laws of the State of South Carolina, all the powers incident to railroad corporations, especially the power of purchasing, acquiring and owning real estate, the power of condemning or purchasing lands for rights of way, station houses, side tracks, spur tracks, and all other purposes of the said corporation; the power of constructing and building the said railway between the termini stated above and of operating the same under the laws of the State of South Carolina, and to operate the same for any and all railroad purposes and to extend its tracks in

such direction, for the purpose of augmenting and facilitating its business, as the said corporation, by a majority vote of its stockholders, may deem fit.

Fourth. The total length of the said line will be about twelve miles in length.

The said railway, proposed to be constructed, will be wholly within the State of South Carolina.

Said corporation, "The Lexington and Columbia Railway Company," to have, and may exercise, the further power to buy and hold all such real estate and personal property as may be required for its purposes, or such as it may be obliged or deem for its interest to take in settlement of any debt due to it, and to dispose of it in such manner as it shall find or deem most expedient. To acquire and transfer shares of stock of other corporations, possessing the same powers in such respect as individuals now enjoy to lease, sell, mortgage or otherwise dispose of and convey such real estate and personal property, on such terms and in such amounts as the business of the said corporation may require. To borrow money, at a rate of interest not to exceed seven per cent. per annum, for the purpose of carrying out the objects of its charter, and to make notes, bonds, coupon bonds or other evidences of debt for money, labor done or money or labor or property actually received, with power and authority to redeem the same at such time and in such amounts as may be fixed by the aforesaid corporation, and, upon a majority vote of the stockholders thereof had, after such notice as is now or hereafter may be required by law, to secure the payment of all or any of its notes, bonds or other evidence of debt or obligation by a mortgage or deed of trust on any or all of its property and franchises, real or personal.

Fifth. That the minimum amount of capital stock upon which the corporation may organize will be ten thousand (10,000) dollars; and the maximum amount to which said capital stock may thereafter be increased shall be one hundred thousand (100,000) dollars; the par value thereof being one hundred dollars per share; provided that the amount of the capital stock may be increased to the further sum of two hundred and fifty thousand (250,000) dollars by a majority vote of the stockholders. The subscriptions to the capital stock of said corporation to be paid in monthly instalments of not less than five per cent., except that any subscriber to said capital stock may have the right to pay all cash, or more than the monthly payment, if they so desire; said payments to be made in money, labor or property at its money value.

Sixth. That it is proposed to organize such corporation under the provisions of an Act entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide for amending the charters thereof," approved 28th day of February, 1899.

And whereas, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by an Act of the General Assembly of the State of South Carolina, entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide for amending the charters thereof," approved 28th day of February, 1899, did, on the 29th day of May, A. D. 1902, appoint and commission the above named petitioners, to wit: A. J. Fox, J. E. Kaufmann and G. T. Graham, all of Lexington, S. C., authorizing and empowering them to open books of subscription to the capital stock of the company proposed to be organized as set forth, after due published notice thereof as required by said Act.

And whereas, on the 4th day of August, A. D. 1902, the above named corporators, to wit: A. J. Fox, J. E. Kaufmann and G. T. Graham, did file with the Secretary of State their return in writing, over their signatures, duly attested, certifying, among other things, that, pursuant to published notice, as required by law, and the commission of the said above named corporation, the books of subscription to the capital stock of the aforesaid The Lexington and Columbia Railway Company, were duly opened, and that thereupon the minimum amount of the capital stock was subscribed by bona fide subscribers; and that more than twenty-five per cent. of the amount subscribed has been paid in or secured, and that more than five hundred dollars per mile has been subscribed.

That a profile map of the route of the railway will be prepared and filed with the Secretary of State within one year from date.

That the following are the names and residences of the subscribers and the amounts thereof, to wit:

M. W. Shull, New Brookland, S. C., five shares, $500.00.
M. P. Gunter, New Brookland, S. C., five shares, $500.00.
Dr. J. J. Wingard, Lexington, S. C., two shares, $200.00.
Mary C. Wingard, Lexington, S. C., two shares, $200.00.
H. M. Wingard, Lexington, S. C., five shares, $500.00.
P. H. Corley, Lexington, S. C., two shares, $200.00.
J. M. Craps, Lexington, S. C., one share, $100.00.
Daisy A. Rawls, Irene, S. C., one share, $100.00.

R. H. Rawls, Irene, S. C., one share, $100.00.
F. H. Rawls, Irene, S. C., one share, $100.00.
Sam P. Roof, Lexington, S. C., one share, $100.00.
Alfred J. Fox, Lexington, S. C., twenty-five shares, $2,500.00.
J. E. Kaufmann, Lexington, S. C., tweney-five shares, $2,500.00.
G. T. Graham, Lexington, S. C., twenty-five shares, $2,500.00.

That on the 21st day of July, 1902, at a meeting of the stockholders, the following Board of Directors of said company were duly elected, to wit: Alfred J. Fox, Julian E. Kaufmann, G. T. Graham, S. P. Roof, H. M. Wingard, all of Lexington, S. C.; M. P. Gunter and M. W. Shull, of New Brookland, S. C. That on the same day the following officers of said company were duly elected: Alfred J. Fox, President; Julian E. Kaufmann, Secretary and Treasurer, and G. T. Graham, General Counsel.

And whereas, published notice was made in "The State," a newspaper published in the City of Columbia, S. C., and in "The Lexington Dispatch," a newspaper published at Lexington, S. C., said notice being published in four several issues of the aforesaid newspapers, giving notice that the aforesaid petitioners would apply to the Secretary of State for a charter for the aforesaid, The Lexington and Columbia Railway Company, as set forth in the above declaration, which notice stated that the right to condemn land would be asked for.

Now, therefore, I, M. R. Cooper, Secretary of State, by virtue of the authority in me vested by the aforesaid Act, and all other Acts or parts of Acts me thereto enabling, do hereby certify that the aforesaid company, The Lexington and Columbia Railway Company, has been fully organized according to the laws of the State of South Carolina, under the name and for the purpose indicated in the written declaration, and that they are fully authorized to commence business under their charter; and I do hereby declare the said, The Lexington and Columbia Railway Company, to be a body politic and corporate, and as such may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the office of the Register of Mesne Conveyance or Clerk of Court in each and every County of this State wherein said railway may be or have termini. It is furthermore a condition of this charter that the said, The Lexington and Columbia Railway Company, shall be deemed to have waived their charter rights, franchises and privileges, unless

work of construction of the proposed railway is begun within two years from the date hereof, and completed within ten years thereafter. Given under my hand and the seal of the State, at Columbia, this the fourth day of August, in the year of our Lord one thousand nine hundred and two, and in the one hundred and twenty-seventh year of the independence of the United States.

(Seal.) M. R. COOPER,
Secretary of State.

Carolina & Western Railroad Company.

Whereas, W. F. Cummings, of Hampton, South Carolina; Jno. F. Stone, of Cummings, South Carolina, and W. C. Patrick, of Cummings, South Carolina, did, on the 13th day of August, 1902, file with the Secretary of State a written declaration, signed by themselves, setting forth:

That their names and residences are as above given.

The name of the proposed corporation which they desire to form is Carolina and Western Railroad Company.

The place at which it purposes to have its principal place of business or to be located is Fechtig, South Carolina.

The general nature of the business it proposes to do is a general railroad business under the provisions of the Constitution and laws of South Carolina.

The powers and privileges it proposes to assume and claim are as follows:

All the powers incident to railroad corporations, especially the powers of purchasing, acquiring and owning real estate, the power of condemning lands for rights of way, depots, station houses, side tracks, and all other purposes of said corporation.

The said Carolina and Western Railroad, extending from Fechtig, South Carolina, to a point near Tillman, South Carolina, passing through the County of Hampton and the Townships of Pocataligo, Coosawhatchie, and Robert, the total length of said railroad to be about twenty miles, there being already constructed about four miles of said railroad. The motive power to be used is steam, the gauge of the road to be standard. The proposed railroad will be altogether within the limits of the State of South Carolina, and will be operated as an independent corporation. The minimum amount of the capital

stock to be fifty thousand dollars, with the privilege of increasing the capital stock to one hundred thousand dollars thereafter.

Payable on call of the officers of the company.

That it is proposed to organize such corporation under the provisions of this Act: An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof.

Whereupon, I, M. R. Cooper, Secretary of State of South Carolina, by virtue of the authority in me vested by the aforesaid Act, and all other Acts or parts of Acts me thereto enabling, for good and sufficient reasons to me appearing, did appoint and commission the above named petitioners, to wit: W. F. Cummings, John F. Stone, and W. C. Patrick, of County and State aforesaid, a Board of Corporators, authorizing them to open books of subscription to the capital stock of the company purposed to be organized, as set forth in the above mentioned declaration, and to organize and create the same, which commission and authority was issued and dated the 17th day of August, 1902, under the great seal of the State of South Carolina, and required the publication, for not less than thirty days, of a prescribed notice in the "Hampton Guardian," a newspaper published in the County of Hampton.

And whereas, on the 4th day of October, 1902, W. F. Cummings, John F. Stone and W. C. Patrick, the aforesaid Board of Corporators duly appointed and commissioned, did file in the office of the Secretary of State their return, in writing, setting forth that all the requirements of the Act entitled "An Act to provide for the formation of railroad, steamboat, street railway and canal companies, and to define the powers thereof, and provide a mode for amending the charter thereof," approved the 28th day of February, A. D. 1899 (Article IV, Code of Laws 1902), have been complied with.

First. That all the requirements of an Act entitled "An Act to provide for the formation of railroads, steamboats, street railway, and canal companies, and to define the powers thereof, and provide a mode for amending the charters thereof," approved February 28, 1902, have been complied with.

Second. That, pursuant to notice published as required, the books of subscription were opened and W. F. Cummings, of Hampton, South Carolina, subscribed for three hundred shares at par value of one hundred dollars each, paying twenty thousand dollars cash thereon; John F. Stone, of Cummings, South Carolina, subscribed

for fifty shares at par value of one hundred dollars each, paying three thousand dollars cash thereon; and W. C. Patrick, of Cummings, South Carolina, subscribed for fifty shares at par value of one hundred dollars each, paying three thousand dollars cash thereon.

That upon the organization of the Carolina and Western Railroad Company, the following Board of Directors were elected, at which a majority of all stock in value being present, in person or by proxy: W. F. Cummings, Hampton, South Carolina; John F. Stone, Cummings, South Carolina, and W. C. Patrick, Cummings, South Carolina.

That subsequently there was elected as President, W. F. Cummings; as Vice-President, John F. Stone; as Secretary, W. C. Patrick; as Treasurer, W. F. Cummings. That more than five hundred dollars per mile has been subscribed and paid in cash; that no survey of the proposed route has been made, but the above named corporators aver that a survey of such route will be made within a year from date hereof, and a map of such survey filed with the Secretary of State within a year from date [here]of; that more than fifty per cent. of the capital stock has been paid in cash.

Now, therefore, I, M. R. Cooper, Secretary of the State of South Carolina, by virtue of the authority in me vested by Article IV of the Code of Civil Laws of 1902, and all other Statutes or Acts me thereto enabling, do hereby certify that the aforesaid company, the Carolina and Western Railroad Company, has been fully organized according to the laws of the State of South Carolina, under the name and for the purposes indicated in the written declaration, and that they are fully authorized to commence business under their charter. I hereby declare the Carolina and Western Railroad Company to be a body politic and corporate, and as such it may sue and be sued in any of the Courts of this State.

It is hereby required that this charter be recorded in the offices of the Clerk of Court in the County of Hampton, in the State of South Carolina.

It is furthermore a condition of this charter that the said Carolina and Western Railroad Company shall be deemed to have waived their charter rights, franchises and privileges unless they shall begin

the construction of the proposed road within three years from the date hereof, and complete the same within eight years thereafter.

Given under my hand and the seal of the State, at Columbia, the fourth day of October, 1902, in the year of our Lord one thousand and nine hundred, and in the one hundred and twenty-seventh year of the independence of the United States of America.

(Seal.) M. R. COOPER,
Secretary of State.

Agreement of Consolidation.

State of South Carolina.

Whereas, it appears from the certificates on file in my office of the secretaries of the Atlantic Coast Line Railroad Company and the Savannah, Florida and Western Railway Company, that the said companies have entered into articles of agreement and consolidation, filed with and as a part of each of the said certificates of said secretaries of the said companies; and

Whereas, it further appears from the certificates of the secretaries of the said companies that the said articles of agreement and consolidation have been approved, sanctioned, adopted and confirmed by the stockholders of each of said companies, at separate meetings held in pursuance of law and after due notice; and

Whereas, it further appears from the said certificates of the said secretaries that the stockholders of each of said companies, at their respective meetings, adopted and passed a resolution that the State of South Carolina be requested to issue to Henry Walters, Warren G. Elliott, James J. Lucas and Christopher S. Gadsden, and such other persons as now may be, or hereafter may become, associated with them as the owners and stockholders of the merged, united and consolidated company, and their successors, a charter as a merged, united and consolidated body politic and corporate in perpetuity, under the name of the Atlantic Coast Line Railroad Company, having, possessing, holding and enjoying each, every and all of the rights, powers, privileges, immunities and franchises, of every nature whatsoever, granted to, held, possessed or enjoyed by each of the constituent corporations merging, uniting and consolidating into the Atlantic Coast Line Railroad Company, not in conflict with the terms and provisions of said articles of agreement and consolidation.

Now, therefore, I, M. R. Cooper, Secretary of the State of South Carolina, by virtue of the power and authority vested in me, in the name of the State of South Carolina, hereby issue to Henry Walters, Warren G. Elliott, James J. Lucas and Christopher S. Gadsden and such persons as now may be, or hereafter may become associated with them as the owners and stockholders of the merged, united and consolidated company, and their successors, a charter as a merged, united and consolidated body politic and corporate, in perpetuity under the name of the Atlantic Coast Line Railroad Company, having, possessing, holding and enjoying each, every and all of the rights, powers, privileges, immunities and franchises of every nature whatsoever set forth in said articles of agreement and consolidation. and each, every and all of the rights, powers, privileges, immunities and franchises of every nature whatsoever, granted to, held, possessed or enjoyed by each of the constituent corporations, merging, uniting and consolidating into the Atlantic Coast Line Railroad Company, not in conflict with the terms and provisions of said articles of agreement and consolidation, and I do hereby certify that the fees provided by law for consolidation have been paid by the consolidated Atlantic Coast Line Railroad Company.

Given under my hand and the seal of the State at Columbia, this thirteenth day of May, in the year of our Lord, one thousand nine hundred and two and in the one hundred and twenty-seventh year of the independence of the United States of America.

(Seal.) M. R. COOPER,
Secretary of State.

Agreement of Consolidation.

Whereas, an agreement of consolidation between the Charleston City Railway Company of South Carolina and the Charleston and Seashore Railroad Company was filed in the office of the Secretary of State on the twentieth day of February, A. D. 1899, consolidating the charters heretofore granted the aforesaid corporations by the General Assembly of South Carolina, and

Whereas, P. J. Balaguer, Secretary of the Consolidated Company so formed has filed with me a certificate under the seal of the said corporation that resolutions were unanimously adopted at a meeting of the stockholders of the said company called for that purpose after advertisement satisfactory to the Secretary of State, and that at the

said meeting more than a majority of the capital stock was represented in person or by proxy,

Now, therefore, I, M. R. Cooper, Secretary of State of South Carolina, under and pursuant to the authority vested in me by section 1925 of the Revised Statutes of 1902, hereby certify that the requirements of said section of Section 1926 have have been complied with, and that article three of the agreement of consolidation has been amended so that the Secretary and Treasurer need not be members of the Board of Directors; so that when amended said Article III shall read as follows:

The Board of Directors of said Consolidated Company shall consist of ten stockholders and the officers of said Consolidated Company shall be a President and a Vice-President, who shall be chosen from said Directors, and a Secretary and Treasurer, which latter offices may be filled by one person, and the names of said officers and Directors, who shall be first officers and Directors, and their places of residence are as follows:

Board of Directors—President, Joseph S. Lawrence, Charleston, S. C.; Vice-President, Francis K. Carey, Baltimore, Md.; Secretary and Treasurer, J. Bannister Hall, Baltimore, Md.; Robert C. Davidson, Baltimore, Md.; Samuel H. Wilson, Charleston, S. C.; Andrew Simonds, Charleston, S. C.; Geo. W. Williams, Jr., Charleston, S. C.; Geo. B. Edwards, Charleston, S. C.; Geo. A. Wagener, Charleston, S. C.; William M. Bird, Charleston, S. C.

Which officers and Directors shall hold their offices until their successors are chosen at the next ensuing annual meeting of the stockholders of the said Consolidated Company, unless removed before that time by a vote of the majority of the stockholders of said Consolidated Company; and in case of the death, resignation or removal of any of said officers or Directors, a successor or successors shall be elected by the remaining members of the Board of Directors. and after the first said annual meeting of the stockholders of said Consolidated Company, the President and Vice President shall be elected by the Board of Directors from the Directors elected at any such annual meeting.

The said Board of Directors shall have the power to make by-laws for the regulation of said Consolidated Company, not inconsistent with law, or with the provisions of this agreement of consolidation, the right being reserved to the stockholders of said Consolidated Company to change said by-laws at any annual meeting of said stock-

holders, or at any meeting of said stockholders called for that purpose.

Given under my hand and the seal of the State at Columbia, this thirty-first day of May, in the year of our Lord one thousand nine hundred and two and in the one hundred and twenty-sixth year of the independence of the United States of America.

Secretary of State.

RAILROAD RECORD.

Lease.—Of Anderson branch of Columbia and Greenville Railroad by Southern Railway Company to Blue Ridge Railway Company. Executed Dec. 27, 1901.

Equipment Agreement.—Between Virmilye & Company and Seaboard Air Line Railway. Executed Jan. 29, 1901.

Lease.—Of steel rails, etc., by F. F. Stacer to Mill Haven Co. Executed May 6, 1902.

First Consolidated Mortgage.—Atlantic Coast Line Company to United States Trust Co., of New York, trustee. Executed June 16, 1902.

Consolidation Agreement.—Asheville and Spartanburg Railroad Company with South Carolina and Georgia Railroad Company, Carolina Midland Railroad Company and South Carolina and Georgia Extension Railroad Company. Executed May 15, 1902.

Indenture.—Between Seaboard Air Line Railway and the Continental Trust Co. Executed Dec. 31, 1901.

General Mortgage.—Southern Railway—Carolina Division—to New York Security and Trust Co., as trustee. Executed June 28, 1902.

Lease.—Southern Railway—Carolina Division—to Southern Railway Company. Executed June 30, 1902.

Deed.—Plant Investment Co. to Atlantic Coast Line Railroad Co. Dated July 1, 1902.

Mortgage.—Conway Seashore Railroad Co., to South Carolina Loan and Trust Company. Executed July 1, 1902.

Mortgage.—Charlotte, Monroe and Columbia Railroad Co., to Richmond Trust and Safe Deposit Co. Executed Oct. 1, 1902.

Conditional Sale.—The Steel Rail Supply Co., to O. F. Causey & Bros. Executed Oct. 1, 1902.

Equipment Agreement.—Between Blair & Co., and Southern Railway Co. Executed Dec. 1, 1902.

JOINT STOCK COMPANIES.

Charters Granted.

ABBEVILLE COUNTY.

Kerr Furniture Co., Abbeville (2654); business, merchandise; capital stock, $6,000; chartered, August 13th, 1902; president, J. D. Kerr.

Abbeville Furniture Co., Abbeville (2414); business, furniture; capital stock, $25,000; chartered, January 9th, 1902; vice president, J. S. Stark; directors, J. S. Stark, J. R. Blake Jr., C. P. Hammond, W. G. Chapman and R. E. Cox.

Abbeville Hotel Co., Abbeville (2599); business, hotel; capital stock, $25,000; chartered, June 30th, 1900; president, P. Rosenberg; secretary, R. E. Hill.

AIKEN COUNTY.

Bank of Graniteville, Graniteville (2680); business, banking; capital stock, $25,000; chartered, October 15th, 1902; president, W. A. Giles; cashier, Charles B. Willis.

North Augusta Hotel Co., North Augusta (2470); business, hotel; capital stock, $300,000; chartered, February 28th, 1902; president, James U. Jackson; secretary, W. M. Jackson.

Aiken Country Club, Aiken County (2448); business, country club; capital stock, $30,000; chartered, June 17th, 1902; president, P. E. Gregory; secretary, Samuel S. Buist.

Aiken Kaolin Company, Aiken County (2428); business, mining and manufacturing; capital stock, $50,000; chartered, January 27th, 1902; president, B. F. Henderson; secretary, J. B. Millan.

ANDERSON COUNTY.

Belton Loan and Investment Co., Belton (2519); business, loan investment; capital stock, $5,000; chartered, March 18th, 1902; president, W. K. Stringer; secretary, John McCuen.

Allison-Crenshaw Co., Pelzer (2553); business, general merchandise; capital stock, $12,000; chartered, May 19th, 1902; president, W. T. Allison; secretary, West Crenshaw.

Anderson Cash Grocery Co., Anderson (2486); business, grocery; capital stock, $2,500; chartered, January 23d, 1902; president, W. S. Ramsey; secretary, W. J. Trammel.

Anderson Machine and Foundry Co., Anderson (2643); business, foundry; capital stock, $10,000; chartered, August 13th, 1902; president, C. S. Sullivan; secretary, R. E. Burris.

Brogan Cotton Mills, Anderson (2568); business, manufacturing cotton; capital stock, $50,000; chartered, August 19th, 1902; president, J. A. Brock; secretary, C. J. Brock.

Corona Mills, Anderson (2584); business, manufacturing cotton; capital stock, $20,000; chartered, October 17th; president, G. W. Evans; secretary, W. A. Power.

Chiquola Manufacturing Co., Honea Path (2548); business, mercantile and manufacturing; capital stock, $200,000; chartered, May 12th, 1902; president, James D. Hammett; secretary, John B. Humbert.

Hampton Mercantile Co., Piedmont (2580); business, mercantile; capital stock, $12,000; chartered, June 12th, 1902; president, W. K. Hudgens; secretary, J. J. McAbee.

H. C. Townsend Cotton Mill, Anderson (2604); business, manufacturing cotton; capital stock, $25,000; chartered, September 12th, 1902; president, H. C. Townsend; secretary, M. J. Townsend.

BARNWELL COUNTY.

Easterling Patterson Co., Barnwell (2479); business, mercantile; capital stock, $25,000; chartered, January 15th, 1902; president, T. R. McGahan; secretary, S. B. Moseley.

The Hiers Co., Allendale (2655); business, mercantile; capital stock, $10,000; chartered, August 22d, 1902; president, B. J. Hiers; secretary, C. M. Hiers.

The Miller Lumber Co., Barnwell and Berkeley Counties (2664); capital stock, $150,000; chartered, September 12th, 1902; president, Adam Miller; secretary, R. C. Gousley.

F. M. Young Co., Fairfax (2492); business, merchandise; capital stock, $15,000; chartered, February 15th, 1902; president, F. M. Young; secretary, J. F. Lightsey.

BEAUFORT COUNTY.

Hunt Packing Co., Ladies Island (2572); business, canning factory; capital stock, $10,000; chartered, July 7th, 1902; president, Jas. R. Hunt; secretary, Robt. K. Harley.

The Peoples' Bank, Beaufort (2760); business, banking; capital stock, $25,000; chartered, December 29th, 1902; president, F. W. Scheper; cashier, W. F. Marscher.

Spring Island Barony Club, Spring Island; business, hunting, etc.; capital stock, $110,000; chartered, March 24th, 1902; president, Thomas Martin; secretary, Steven N. Bond.

BERKELEY COUNTY.

Berkeley Industrial Insurance Co., Holly Hill (2663); business, insurance; capital stock, $200; chartered, September 6th, 1902; president, W. B. Gross; secretary, J. E. Singletary.

CHARLESTON COUNTY.

Anderson Spool and Bobbin Manufacturing Co., Charleston (2589); business, manufacturing; capital stock, $4,000; chartered, June 14th, 1902; president, W. S. Anderson; secretary, S. P. Anderson.

Atlas Building and Loan Association, Charleston (2515); business, building and loan; capital stock, $120,000; chartered, March 28th, 1902; president, M. F. Kennedy; secretary, H. W. Faust.

The Bardin-Faust Co., Charleston (2561); business, hotel, etc.; capital stock, $500; chartered, May 15th, 1902; president, H. C. Bardin; secretary, H. W. Faust.

S. Brilles & Bro. Co., Charleston and Georgetown (2650); business, merchandising; capital stock, $20,000; chartered, August 4th, 1902; president, Hyman Pearlstine; secretary, Sol. Brilles.

Carolina Santee Land Improvement Co., Charleston and Holly Hill (2697); business, real estate and improvement; capital stock, $10,000; chartered, October 23d, 1902; president, A. J. Woollan; secretary, Edw. B. Rider.

Carrington-Thomas Co., Charleston (2526); business, general jewelry; capital stock, $50,000; chartered, April 14th, 1902; president, Wm. Thomas; secretary, Wm. Thomas Jr.

The Cohen Mercantile Co., Charleston and Barnwell (2525); business, mercantile; capital stock, $2,000; chartered, April 5th, 1902; president, Hyman Pearlstine; secretary, Lou Cohen.

Esquimaux Village Co., near Charleston (2458); business, real estate and mercantile; capital stock, $10,000; chartered, March 25th, 1902; president, R. G. Taber; secretary, E. P. Cassidy.

Homestead Building and Loan Association, Charleston (2611); business, real estate; capital stock, $10,000; chartered, July 3d, 1902; president, Benjamin Greig; secretary, J. J. Wescoat.

Independent Refining Co., Charleston (2592); business, cotton seed manufacturing; capital stock, $50,000; chartered, June 30th, 1902; president, Morris Israel; secretary, Isaac S. Cohen.

James Island Bridge Co., Charleston (2567); business, toll bridge; capital stock, $5,000; chartered, May 30th, 1902; president, W. T. Thompson; vice president, J. C. Clotworthy.

Leland Moore Paint and Oil Co., Charleston (2547); business, manufacturers and dealers in paint; capital stock, $20,000; chartered, April 15th, 1902; president, Leland Moore; vice-president, R. S. Whaley.

Lucas, Richardson Lithographing and Printing Co., Charleston (2594); printer's and supply business; capital stock, $2,200; chartered, June 17th, 1902; president, R. B. Cuthbert; secretary, William H. Richardson.

Merchants' Building and Loan Association, Charleston (2541); business, building and loan; capital stock, $150,000; chartered, June 20th, 1902; president, R. G. Rhett; secretary, T. T. Hyde.

Mutual Real Estate Co., Charleston (2667); business, real estate; capital stock, $5,000; chartered, September 30th, 1902; president, T. Moultrie Mordecai; secretary, T. K. Grace.

C. F. Panknin Drug Co., Charleston (2560); business, drug; capital stock, $4,000; chartered, May 14th, 1902; president, R. B. Cuthbert; secretary, S. G. Cuthbert.

Panknin Imperial Baking Powder Co., Charleston (2551); business, manufacturing and mercantile; capital stock, $20,000; chartered, April 22d, 1902; president, Dr. J. S. Buist; secretary, Clarence B. Schachte.

J. W. Pearlstine Mercantile Co., Charleston (2527); business, lumber and mercantile; capital stock, $2,000; chartered, April 5th, 1902; president, Hyman Pearlstine; secretary, J. W. Pearlstine.

Powers and Holst Co., Charleston (2690); business, upholstery and merchandising; capital stock, $12,000; chartered, October 15th, 1902; president, M. J. Powers; secretary, John Holzt.

Progressive Milling and Mercantile Co., Charleston and Scranton (2528); business, lumber and mercantile; capital stock, $4,000; chartered, April 5th, 1902; president, J. J. Westcoat; secretary, J. R. Tobias.

Rogers Co., Charleston (2491); business, building and loan; capital stock, $2,000; chartered, January 24th, 1902; president, W. L. Rogers; secretary, W. C. Harrison.

Rose Bank Farm Co., Wadmalaw Island (2653); business, agriculture, ginning and real estate; capital stock, $15,000; chartered, August 6th, 1902; president, C. Bissell Jenkins; secretary, J. Lamb Perry.

St. Charles Hotel Co., Charleston (2438); business, hotel; capital stock, $10,000; chartered, March 15th, 1902; president, St. J. Allison Lawton; secretary, W. Wallace Lawton.

Southern Engineering and Contracting Co., Charleston County (2682); business, construction, etc.; capital stock, $100,000; chartered, October 6th, 1902; president, R. G. Rhett; secretary, R. B. Cuthbert.

Sumter Steamboat Co., Charleston (2536); business, steamboat; capital stock, $1,500; chartered, April 4th, 1902; president, D. Cherry; secretary, Ferdinand Cherry.

The Stono Lumber Co., Charleston (2513); business, lumber; capital stock, $5,000; chartered, March 28th, 1902; president, W. J. Taylor; secretary, R. J. Taylor.

Williams Minnis Co., Charleston (2673); business, merchandise; capital stock, $9,000; chartered, October 2d, 1902; president, William Minnis; secretary, A. R. Rughelmer.

The Security Fire Insurance Society of Charleston, Charleston (2688); business, fire insurance; capital stock, $5,000; chartered, October 30th, 1902; president, J. T. Roddy; secretary, J. C. Budds.

Coleman-Ball-Martin Paint and Oil Co., Charleston (2695); business, merchandise; capital stock, $8,000; chartered, November 3d, 1902; president, George Y. Coleman; secretary, I. G. Ball.

Charles D. McCoy Live Stock Co., Charleston (2708): business, sale and livery; capital stock, $5,000; chartered, November 1st, 1902; president, Charles D. McCoy; secretary, J. McCoy

Charleston Suburban Land Investment Co., Charleston (2719); business, real estate; capital stock, $5,000; chartered, December 6th, 1902; president, J. F. Gaillard; secretary, John A. Gaillard.

Stono Live Stock Co., Charleston County (2705); business, stock raising, etc.; capital stock, $2,750: chartered, December 9th, 1902; president, P. C. Coker; secretary, R. R. Gilchrist.

J. M. Conley Co., Charleston (2739); business, undertaking; capital stock, $30,000; chartered, December 8th, 1902; president, J. M. Conley; secretary, A. C. Conley.

Charleston Hardware Co., Charleston (2744); business, hardware; capital stock, $5,000; chartered, December 19th, 1902; president, Wm. W. Meggett; secretary, J. E. Bonneau.

Fincken Jordan Co., Charleston (2772); business, commission merchants; capital stock, $80,000; chartered, December 29th, 1902; president, E. H. Fincken; secretary, W. F. Jordan.

Charleston Palace of Life Co., Charleston (2485); business, amusement concession; capital stock, $2,500; chartered, February 6th, 1902; president, Thomas J. Conway; secretary, Pierce B. Salley.

Marshlands Investment Co., Charleston (2716); business, real estate, personal property, general merchandise, etc.; capital stock, $10,000; chartered, November 8th, 1902; president, P. R. Rivers; secretary, Julian Mitchell Jr.

The Uxbridge Co., Berkeley and Charleston (2712); business, agriculture, mining, manufacturing and mercantile; capital stock, $3,000; chartered, November 18th, 1902; president, D. H. Brown; C. R. I. Brown.

Atlantic Rice Co., Charleston (2714); business, agriculture; capital stock, $60,000; chartered, November 19th, 1902; president, J. M. Manigault; secretary, Julian Mitchell Jr.

CHEROKEE COUNTY.

Blacksburg Drug Co., Blacksburg (2678); business, drug; capital stock, $3,000; chartered, September 24th, 1902; president, James A. Cole; secretary, B. C. Garland.

Blacksburg Telephone Co., Blacksburg (2585); business, telephone; capital stock, $3,000; chartered, June 30th, 1902; president, Walter B. Moore; secretary, A. M. Bridges.

Bristow, McCallister & Peeler, Gaffney (2495); business ,merchandise; capital stock, $4,000; chartered, January 31st, 1902; president, A. A. Bristow; secretary, T. J. McCallister.

Granard Improvement Co., Gaffney (2487); business, real estate; capital stock, $10,000; chartered, January 27th, 1902; president, J. A. Carroll; secretary, F. G. Stacy.

Wilkins-Bristow Clothing Co., Gaffney (2658); business, merchandise; capital stock, $10,000; chartered, August 18th, 1902; president, A. A. Bristow; secretary, O. E. Wilkins.

The R. S. Lipscomb Shoe Co., Gaffney (2725); business, general merchandise; capital stock, $5,000: chartered, December 8th, 1902; president, N. H. Littlejohn; secretary, R. S. Lipscomb.

CHESTER COUNTY.

Coogler Land and Lumber Co., Chester (2730); business, real estate, etc.; capital stock, $10,000; chartered. December 9th, 1902; president, W. W. Coogler; secretary, W. A. Kaskill.

CHESTERFIELD COUNTY.

The Bethune Mercantile Co., Bethune (2,656); business, wholesale and retail merchandise, etc.; capital stock, $5,000; chartered, August 20th, 1902; president, N. A. Bethune; secretary, J. A. McLaurin.

Cheraw Building and Loan Association, Cheraw (2578); business, building and loan; capital stock, $12,500; chartered, July 9th, 1902; president, T. E. Wannamaker; treasurer, D. S. Matheson.

Chesterfield Telephone Co., Chesterfield (2644); business, telephone; capital stock, $3,000; chartered, August 13th, 1902; president, J. A. Welsh; secretary, J. P. Mangum.

Southern Construction Co., McBee (2533); business, construction, lumber, real estate, etc.; capital stock, $5,000; chartered, September 27th, 1902; president, Ernest William; secretary, R. T. Yates.

Excelsior Seed Farm, Cheraw (2720); business, agriculture; capital stock, $10,000; chartered, November 19th, 1902; president, C. F. Moore; secretary, W. F. Stevenson.

CLARENDON COUNTY.

Manning Social Club, Manning (2642); business, educational and social; capital stock, $300; chartered, July 15th, 1902; president, Charlton DuRant; secretary, E. C. Horton Jr.

The Summerton Ginning Co., Summerton (2651); business, ginning; capital stock, $3,000; chartered, Aug. 22d, 1902; president, W. L. Earley; secretary, T. S. Rogan.

COLLETON COUNTY.

Farmers' and Merchants' Bank (2509); business, banking; capital stock, $15,000; chartered, March 14th, 1902; president, R. H. Wichman; secretary, Jno. H. Peurifoy.

The Gibson Co., Youngs Island (2462); business, farming and mercantile; capital stock, $7,000; chartered, January 23d, 1902; president, M. A. Gibson; secretary, Charles M. Gibson.

DARLINGTON COUNTY.

Auburn Ginning Co., Auburn; business, ginning; capital stock, $2,500; chartered, July 19th, 1902; president, O. D. Lee; secretary, C. S. McCollough.

The Darlington County Home Life Association, Darlington (2550); business, insurance; capital stock, $1,200; chartered, May 10, 1902; president, E. H. Cannon; secretary, H. Lide Law.

The Darlington Sewer Co., Darlington (2624); business, sewerage; capital stock, $500; chartered, July 14th, 1902; president, W. F. Dargan; secretary, M. L. Harrell.

Dean Grocery Co., Darlington (2555); business, grocery; capital stock, $10,000; chartered, May 15th, 1902; president, R. E. Dean; secretary, J. H. Dean.

Edwards Co., Darlington (2662); business, merchandise; capital stock, $20,000; chartered, September 4th, 1902; president, C. D. Edwards; secretary, K. W. Sloan.

Lamar Ginning Co., Lamar (2621); business, ginning; capital stock, $2,500; chartered, July 19th, 1902; president, T. F. Wilson; secretary, C. M. Spears.

Lamar Tobacco Warehouse Co., Lamar; business, tobacco warehouse (2634); business, tobacco warehouse; capital stock, $2,500; chartered, August 1st, 1902; president, T. F. Wilson; Secretary, O. B. Jordan.

The Syracuse Land Co., Syracuse (2490); business, real estate; capital stock, $3,000; chartered, March 17th, 1902; president, S. W. Wilson; secretary, G. P. Jackson.

The Peoples' Market and Ice Co., Hartsville (2713); business, merchandise; capital stock, $1,000; chartered, November 24th, 1902; president, D. S. Hammond; secretary, C. L. Richardson.

DORCHESTER COUNTY.

Dorchester Real Estate Co., St. George; business, real estate; capital stock, $2,000; chartered, April 14th, 1902; president, R. S. Weeks; secretary, Walker S. Utsey.

The Summerville Warehouse Co., Summerville (2746); business, warehouse; capital stock, $2,000; chartered, December 19th, 1902; president, W. H. Richardson; secretary, J. J. Wescoat.

EDGEFIELD COUNTY.

Johnston Cotton Oil Co., Johnston (2558); business, cotton seed oil; capital stock, $15,000; chartered, June 10th, 1902; president, Alvin Ethridge; secretary, S. J. Watson.

Parksville Ginnery and Cotton Oil Co., Parksville (2660); business, cotton seed oil mill and ginning; capital stock, $4,000; chartered, August 20th, 1902; president, W. R. Parks; secretary, L. F. Dorn.

FAIRFIELD COUNTY.

The News and Herald Co., Winnsboro (2402); business, publication; capital stock, $6,000; chartered, January 1st, 1902; corporators, J. Frank Fooshe, James Q. Davis and W. D. Douglass.

FLORENCE COUNTY.

Cartersville Ginning Co., Cartersville (2620); business, ginning; capital stock, $3,000; chartered, July 19th, 1902; president, C. T. Haynie; secretary, A. V. West.

GEORGETOWN COUNTY.

Georgetown Hardware and Plumbing Co., Georgetown (2464); business, hardware and plumbing supplies; capital stock, $5,000; chartered, January 4th, 1901; president, S. S. Ingram; secretary, Charles H. Bryan.

GREENVILLE COUNTY.

Bates-Tannahill Co., Greenville (2648); business, merchandising; capital stock, $25,000; chartered, July 31st, 1902; president, Eugene F. Bates; secretary, Robert N. Tannahill.

Blue Ridge Bank, Greenville (2629); business, banking; capital stock, $30,000; chartered, July 22d, 1902; president, J. J. Cowart; secretary, C. F. Schwing.

Bruce & Doster Co., Greenville (2699); business, drugs; capital stock, $15,000; chartered, October 15th, 1902; president, James B. Bruce; secretary, Oscar L. Doster.

Ellis & Pope Co., Greenville (2493); business, merchandise; capital stock, $40,000; president, Charles W. Ellis; secretary, S. R. Marshall.

The Greenville Banking Co., Greenville (2521); business, banking; capital stock, $16,000; chartered, March 25th, 1902; president, J. W. McCain; vice president, W. F. Henderson.

The Greenville Clothing and Shoe Co., Greenville (2623); business, general merchandise; capital stock, $50,000; chartered, July 15th, 1902; president, A. J. Jones; secretary, W. C. Allen.

Carolina Grain and Provision Co., Greenville (2645); business, wholesale and jobbing; capital stock, $1,500; chartered, August 13th, 1902; president, L. J. Jennings; secretary, J. Beardon Jennings.

Gordon Mercantile Co., Brandon, near Greenville (2615); capital stock, $2,000; chartered, July 17th, 1902; president, T. J. Sigle; secretary, W. B. Smith.

Gower Supply Co., Greenville (2613); business, coal and builders' supplies; capital stock, $20,000; chartered, July 16th, 1902; president, A. G. Gower; secretary, C. H. Yates.

Home Fund Life Insurance Co., Greenville (2626); business, insurance; capital stock, $1,000; chartered, September 25th, 1902; president, G. H. Mahon; secretary, L. B. Houston.

Mahon & Arnold Co., Greenville (2499); business, merchandise; capital stock, $50,000; chartered, February 4th, 1902; president, G. H. Mahon; secretary, J. T. Arnold.

Nesbitt-Childress Co., Piedmont (2677); business, merchandise; capital stock, $5,000; chartered, September 13th, 1902; president, J. A. Nesbitt; secretary, T. M. Childress.

San Souci School, San Souci (2534); business, female education; capital stock, $15,000; chartered, April 22d, 1902; president, Louise B. Perry; secretary, Maria B. Owen.

Woodside Cotton Mills, Greenville (2579); business, cotton manufacturing; capital stock, $200,000; chartered, September 12th, 1902; president, John T. Woodside; secretary, J. D. Woodside.

Briggs-Browning Bonded Warehouse Co., Greenville (2706); business, warehouse; capital stock, $10,000; chartered, November 5th, 1902; president, W. A. Briggs; secretary, W. B. Browning.

Athens Milling Co., Athens, Travelers Rest P. O.; business, milling; capital stock, $3,000; chartered, December 23d, 1902; president, J. M. Langley Sr.; secretary, G. W. Nicholls.

GREENWOOD COUNTY.

Cokesbury Mineral Spring Co., Greenwood (2556); business, bottling and selling water; capital stock, $1,000; chartered, April 5th, 1902; president, C. P. Simmons; secretary, C. P. Simmons.

Durst-Andrews Co., Greenwood (2647); business, mercantile; capital stock, $50,000; chartered, August 2d, 1902; president, J. L. Andrews; secretary, E. D. Andrews.

Ninety-Six Cotton Mill, Ninety-Six (2598); business, manufacturing cotton; capital stock, $200,000; chartered, July 11th, 1902; president, E. M. Lipscomb; secretary, John W. Leseane.

Spool and Bobbin Manufacturing Co., Greenwood (2373); business, manufacturing shuttles, etc.; capital stock, $15,000; chartered, July 8th, 1902; president, J. W. Spoles; secretary, John A. Barksdale.

HAMPTON COUNTY.

The Hampton Telephone Co., Hampton (2676); business, telephone; capital stock, $3,000; chartered, September 15th, 1902; president, W. F. Lightsey; secretary, E. M. Peoples.

HORRY COUNTY.

Bell Medicine Co., Conway (2510); business, drugs; capital stock, $1,000; chartered, June 14th, 1902; president, T. J. Bell; secretary, J. A. Bell.

Collins-Marsh, Incorporated, Conway (2616); business, general mercantile; capital stock, $5,000; chartered, July 15th, 1902; president, A. T. Collins; secretary, George L. Marsh.

Conway Lumber Co., Conway (2603); business, timber and lumber business; capital stock, $50,000; chartered, June 30th, 1902; president, D. W. Roper; secretary, Arthur M. Burroughs.

Conway Supply Co., Conway (2537); business, mercantile; capital stock, $5,000; chartered, April 29th, 1902; president, Russell Hardee; secretary, John J. Ward.

Horry Land and Improvement Co., Conway (2481); business, real estate; capital stock, $10,000; chartered, January 28th, 1902; president, D. A. Spivey; secretary, John C. Spivey.

J. A. McDermott Co., Conway (2602); business, sale and livery; capital stock, $10,000; chartered, July 10th, 1902; president, J. A. McDermott; secretary, E. V. Dusenberry.

Loris Tobacco Warehouse Co., Loris (2701); business, tobacco warehouse; capital stock, $3,000; chartered, November 13th, 1902; president, J. C. Bryant; secretary, D. W. Hardwick.

Hal L. Buck Co., Conway (2727); business, merchandise; capital stock, $20,000; chartered, December 1st, 1902; president, Hal L. Buck; secretary, A. M. Burroughs.

KERSHAW COUNTY.

The Camden Casket and Coffin Factory, Camden (2557); business, manufacturing caskets, etc.; capital stock, $15,000; chartered, May 15th, 1902; president, E. Miller Boykin; secretary, C. F. Rosignol.

The Camden Drug Co., Camden (2601); business, drugs; capital stock, $2,000; chartered, September 16th, 1902; president, W. J. Dunn; secretary, R. T. Goodale.

Camden Land and Improvement Co., Camden (2506); business, real estate, etc.; capital, $100,000; chartered, March 28th, 1902; president, W. Harry Schoen; secretary, T. Edmond Krumbholtz.

The Camden Lumber Manufacturing Co., Camden (2700); business, manufacturing; capital stock, $10,000; chartered, November 18th, 1902; president, J. H. Burns; secretary, J. J. Workman.

LANCASTER COUNTY.

Kershaw Oil Mill, Kershaw (2595); business, oil mill; capital stock, $25,000; chartered, July 12th, 1902; president, J. T. Stevens; secretary, J. M. Carson.

Kershaw Telephone Co., Kershaw (2597); business, telephone; capital stock, $5,000; chartered, July 2d, 1902; president, W. D. Moore; secretary, J. P. Stevens.

The Lancaster Commission Co., Lancaster (2545); business, commission and brokerage; capital stock, $5,000; chartered, April 15th, 1902; president, John Crawford; secretary, G. B. Barron.

The Lancaster Insurance and Real Estate Agency, Lancaster (2565); business, insurance and real estate; capital stock, $3,000; chartered, May 16th, 1902; president, D. Reece Williams; secretary, G. B. Barron.

Lancaster Telephone Co., Lancaster (2587); business, telephone; capital stock, $5,000; chartered, June 30th, 1902; president, W. D. Moore; secretary, J. Thomas Thomasson.

Gregory-Ferguson Stock Farm, Lancaster (2722); business, stock-raising and agriculture; capital stock, $12,000; chartered, November 28th, 1902; president, W. T. Gregory; secretary, A. B. Ferguson.

LAURENS COUNTY.

Carolina Mutual Benefit Society, Laurens (2640); business, life insurance; capital stock, $3,000; chartered, August 4th, 1902; president, C. E. Gray; secretary, J. K. Vance.

The Clinton Furniture Co., Clinton (2627); business, mercantile; capital stock, $2,250; chartered, July 19th, 1902; president, J. A. Bailey; secretary, W. D. Farr.

Lydia Cotton Mills, Clinton (2516); business, cotton mill; capital stock, $60,000; chartered, August 13th, 1902; president, M. S. Baily; secretary, C. M. Baily.

The McCord Merchandise Co., Laurens (2517); business, mercantile; capital stock, $10,000; chartered, March 19th, 1902; president, L. A. McCord; secretary, G. W. Walker.

The Princeton Telephone Co., Princeton (2590); business, telephone; capital stock, $540; chartered, June 18th, 1902; president, Dr. C. Q. West; secretary, J T. Allen.

Waterloo Milling Co., Waterloo (2508); business, ginning and milling; capital stock, $3,000; chartered, March 4th, 1902; president, Percy Lumley; secretary, D. T. Lumley.

Ware Shoals Manufacturing Co., at or near Ware Shoals (2576); business, manufacturing cotton; capital stock, $500,000; chartered, August 6th, 1902; president, N. B. Dial.

LEXINGTON COUNTY.

Batesburg Ginning Co., Batesburg (2009); business, general ginning; capital stock, $6,000; chartered, July 22d, 1902; president, W. E. Rutland; secretary, A. M. Withers.

The Kaufmann Drug Co., Lexington (2581); business, drugs; capital stock, $4,000; chartered, August 21st, 1902; president, J. E. Kaufmann; secretary, Alfred J. Cox.

The Leesville Cotton Seed Oil Mill Co., Leesville (2511); business, oil mill; capital stock, $25,000; chartered, April 22d, 1902; president, J. R. Bouknight; secretary, F. H. Hendrix.

Matthews & Bouknight Co., Leesville (2504); business, merchandise; capital stock, $50,000; chartered, May 2d, 1902; president, J. L. Matthews; secretary, J. T. Matthews.

Roof & Bain Lumber Co., Lexington (2607); business, lumber and saw mill; capital stock, $20,000; chartered, July 15th, 1902; president, W. W. Bain; secretary, W. P. Roof.

MARION COUNTY.

Dillon Wholesale Grocery, Dillon (2530); business, grocery; capital stock, $10,000; chartered, March 31st, 1902; president, T. A. Dillon; secretary, J. E. Sprunt.

Enterprise Mercantile Co., Mullins (2539); business, mercantile; capital stock, $3,000; chartered, March 28th, 1902; president, Maxcy Harrelson; secretary, M. C. Harrelson.

Fork Grocery Co., Fork (2583); business, grocery; capital stock, $2,500; chartered, June 14th, 1902; president, Jonathan Lewis; secretary, D. S. Ellis.

Fork Tobacco Warehouse Co., Fork (2622); business, tobacco; capital stock, $2,000; chartered, July 15th, 1902; president, S. F. McDuffie; secretary, T. C. Neely.

E. L. Moore Co., Dillon (2482); business, merchandise; capital stock, $15,000; chartered, January 27th, 1902; president, E. L. Moore; secretary, R. S. Moore.

The Mullins Ginnery Co., Mullins (2317); business, ginning; capital stock, $8,000; chartered, July 9th, 1902; president, W. H. Daniel; secretary, G. R. Reaves.

Palmetto Grocery Co., Mullins (2503); business, wholesale grocery; capital stock, $5,000; chartered, February 15th, 1902; president, John P. Cooper; secretary, B. Gary Smith.

Planters Hardware Co., Marion (2483); business, hardware; capital stock, $3,000; chartered, January 20th, 1902; president, J. G. Holliday; secretary, F. W. McCarroll.

Willcox Hardware Co., Marion (2488); business, hardware; capital stock, $10,000; chartered, April 24th, 1902; president, H. M. Willcox; secretary, Arthur R. Craig.

The Carolina Lumber Co., Mullins (2709); business, lumber; capital stock, $2,000; president, Preston S. Cooper; secretary, LeRoy B. Smith.

The Moore Co., Dillon (2721); business, merchandise; capital stock, $12,500; chartered, November 25th, 1902; president, J. W. Moore; secretary, R. W. Moore.

D. M. Carmichael Co., Dillon (2733); business, mercantile; capital stock, $10,000; chartered, December 9th, 1902; president, D. M. Carmichael; secretary, J. L. McEachern.

The Peoples Bank, Dillon (2764); business, banking; capital stock, $25,000; chartered, December 22d, 1902; president, T. A. Dillon; secretary, J. W. King.

Bank of Marion, Marion (2743); business, banking; capital stock, $25,000; chartered December 29th, 1902; president, Henry Mullins; secretary, P. Y. Bethea.

The Gasque Mercantile Co., Marion (2461); business, mercantile; capital stock, $10,000; chartered, January 29th, 1902; corporators, E. H. Gasque, L. M. Gasque, R. R. Gasque and John O. Gasque.

MARLBORO COUNTY.

J. H. Bennett Co., Clio (2484); business, general merchandise; capital stock, $50,000; chartered, February 6th, 1902; president, J. H. Bennett; secretary, Chas. Manning.

The Clio Ginnery Co., Clio (2574); business, ginning; capital stock, $6,000; chartered, June 27th, 1902; president, E. Sternberger; secretary, Joseph Strauss.

McColl Drug Co., McColl (2532); business, drugs; capital stock, $2,500; chartered, April 24th, 1902; president, A. W. Morrison; secretary, Jas. N. Robeson Jr.

Marlboro Fruit Co., Bennettsville (2674); business, agricultural; capital stock, $2,100; chartered, October 1st, 1902; president, Z. T. Pearson; secretary, D. D. McColl.

The Union Savings Bank, Bennettsville (2573); business, banking; capital stock, $10,000; chartered, December 6th, 1902; president, A. J. Matheson; secretary, J. Walter McRea.

Carolina Pine and Hardwood Co., Clio (2741); business, lumber and general; capital stock, $3,000; chartered, December 11th, 1902; president, J. H. Bennett; secretary, Charles Manning.

E. Sternberger Co., Clio (2736); business, mercantile; capital stock, $50,000; chartered, December 13th, 1902; president, E. Sternberger; secretary, Joseph Strauss.

Marlboro Wholesale Grocery, Bennettsville (2752); business, grocery; capital stock, $50,000; chartered, December 31st, 1902; president, A. J. Matheson; secretary, C. E. Exum.

C. B. Crosland Co., Bennettsville (2471); business, mercantile; capital stock, $5,000; chartered, January 16th, 1902; president, C. M. Weatherly; secretary, C. B. Crosland.

NEWBERRY COUNTY.

Bank of Prosperity, Prosperity (2618); business, banking; capital stock, $25,000; chartered, September 2d, 1902; president, A. G. Wise; secretary, J. F. Brown.

The Workmen Union Protection Association of Newberry, S. C., Newberry (2756); business, mutual insurance; chartered, December 30th, 1902; president, M. M. Harris; secretary, John W. Reeder.

The Mill Operatives' Sick and Accident Fraternal Union of North America, Laurens; business, insurance; chartered, December 29th, 1902; president, Jno. G. Walling Jr.; secretary, B. P. Estes.

Big Creek Mining Co., Newberry; business, mining; capital stock, $10,000; chartered, March 6th, 1902; president, W. K. Sligh; secretary, R. H. Welsh.

OCONEE COUNTY.

Westminster Investment, Savings and Trust Co., Westminster; business, real estate, merchandise and banking; capital stock, $50,000; chartered, November 17th, 1902; president, W. P. Anderson; secretary, M. S. Stribling.

The Oconee Telephone Co., Walhalla (2754); business, telephone; capital stock, $10,000; chartered, December 22d, 1902; president, Wm. J. Stribling; secretary, W. R. Doyle.

Stribling Drug Co., Seneca (2454); business, drugs; capital stock, $2,000; chartered, January 4th, 1901; corporators, T. E. Stribling, E. P. Lowry and J. W. Stribling.

The Blue Ridge Water Co. of Walhalla, Walhalla (2441); business, waterworks; capital stock, $20,000; chartered, February 7th, 1902; corporators, J. W. Shelor, J. W. Hollman, R. T. Jaynes, W. A. Strother, W. L. Verner, C. W. Pritchford, J. D. Verner, J. W. Bell and B. E. Moss.

ORANGEBURG COUNTY.

Buyck-Jackson Co., Lone Star (2494); business, merchandising; capital stock, $5,000; chartered, February 7th, 1902; president, Jeff E. Buyck; secretary, J. A. M. Haigler.

Orangeburg Dry Goods Co., Orangeburg (2501); business, merchandising; capital stock, $5,000; chartered, February 15th, 1902; president, J. S. Harley; secretary, Charles E. DuPont.

Orangeburg Hotel Co., Orangeburg (2563); business, hotel; capital stock, $2,000; chartered, May 12th, 1902; president, W. C. Wolf; secretary, J. A. Berry.

St. Matthews Telephone Co., St. Matthews (2637); business, telephone and exchange; capital stock, $1,500; chartered, August 15th, 1902; president, H. A. Raysor; secretary, L. M. Able.

Farmers' & Merchants' Bank of Orangeburg, S. C., Orangeburg (2734); business, banking; capital stock, $30,000; chartered, December 30th, 1902; president, I. S. Harley; cashier, W. B. Thompson.

I. S. Harley Mercantile Co., Orangeburg (2738); business, mercantile; capital stock, $10,000; chartered, December 30th, 1902; president, I. S. Harley; secretary, Adolphus Bozard.

The Norway Mercantile Co., Norway (2757); business, mercantile; capital stock, $3,000; chartered, December 31st, 1902; president, J. D. Lafitte.

The Southern Metal Co., Orangeburg (2457); business, manufacturing, etc.; capital stock, $10,000; chartered, February 15th, 1902; corporators, Thomas E. Hoffman, John B. Outland, Jacob G. Wannamaker and Mortimer O. Dantzler.

PICKENS COUNTY.

The Easley Creamery Co., Easley (2531); business, creamery; capital stock, $2,000; chartered, March 5th, 1902; president, J. T. Lathen; secretary, W. L. Pickens.

Easley Hardware Co., Easley (2671); business, hardware; capital stock, $5,000; chartered, September 27th, 1902; president, John S. Bissell; secretary, W. Y. L. Marshall.

Easley Publishing Co., Easley (2681); business, newspaper and job office; capital stock, $2,000; chartered, November 21st, 1902; president, D. T. Bradley; secretary, J. T. Lathen.

Glenwood Cotton Mills, Easley; business, cotton mills; capital stock, $200,000; chartered, April 24th, 1902; president, W. M. Hagood; secretary, T. W. Poe.

RICHLAND COUNTY.

Carolina Glass Company, Columbia (2496); business, manufacturing glass; capital stock, $60,000; chartered, February 4th, 1902; president, John J. Selbels; secretary, B. D. Miller.

The Carolina Insurance and Casualty Co., Columbia (2522); business, insurance, etc.; capital stock, $25,000; chartered, April 14th, 1902; president, A. M. Meetze; secretary, W. W. Gregg.

Acme Loan and Real Estate Co., Columbia (2480); business, real estate; capital stock, $10,000; chartered, January 8th, 1902; president, W. D. Mayfield; secretary, M. D. Walker.

Columbia Lumber and Manufacturing Co., Columbia (2632); business, lumber and builders' supplies; capital stock, $35,000; chartered, July 25th, 1902; president, W. A. Heath; secretary, J. C. Otis.

Columbia Machine and Iron Works, Columbia (2600); business, machine and iron work; capital stock, $10,000; chartered, September 12th, 1902; president, C. G. Guignard; secretary, C. Atkinson.

Columbia Supply Co., Columbia (2549); business, manufacturing and selling; capital stock, $10,000; chartered, April 25th, 1902; president, G. A. Guignard; secretary, C. Atkinson.

The Gonzales Book Co., Columbia (2702); business, book and stationery; capital stock, $7,500; chartered, October 23d, 1902; president, A. E. Gonzales; secretary, Herman Zadek.

Outlaw Lumber Co., Columbia (2524); business, lumber; capital stock, $5,000; chartered, March 19th, 1902; president, Frank L. Outlaw; secretary, Fred W. Germany.

Palmetto Bank and Trust Co., Columbia (2489); business, banking; capital stock, $250,000; chartered, March 3d, 1902; president, Wm. H. Lyles; secretary, J. P. Matthews.

Prudential Building and Loan Association, Columbia (2543); business, building and loan; capital stock, $400,000; chartered, May 12, 1902; president, Wm. D. Melton; secretary, C. T Haskell.

The Security Mutual Life Assurance Co., Columbia (2571); business, life and accident insurance; capital stock, $30,000; chartered, July 25, 1902; president, Fred M. Foster; secretary, J. W. Kennedy.

The Tannopiline Manufacturing Co., Columbia (2657); business, manufacture and sale of medicine; capital stock, $50,000; chartered, September 24th, 1902; president, Julius H. Walker; secretary, L. B. Dozier.

Union Warehouse Co., Columbia (2477); business, warehouse and storage; capital stock, $100,000; chartered, January 15th, 1902; president, Willie Jones; secretary, E. W. Robertson.

The Fountain, Columbia (2605); business, merchandise and commission; capital stock, $17,500; chartered, November 24th, 1902; president and general manager, W. D. Bates.

Charlotte Supply Co. of Columbia, Columbia (2679); business, mill supplies, etc.; capital stock, $20,000; chartered, November 15th, 1902; president, H. C. Clark; secretary, H. W. Eddy.

Lion Furniture Co., Columbia (2731); business, manufacturing and dealing in furniture; capital stock, $10,000; chartered, December 3d, 1902; president, Ernest G. Cook; secretary, Berry H. Mobley.

The Domestic Building and Loan Co., Columbia (2726); business, building and loan; capital stock, $400,000; chartered, December 13th, 1902; president, Willie Jones; secretary, J. M. Bell.

Brooks' Improved Steam Valve Co., Columbia (2761); business, manufacturing; capital stock, $1,200; chartered, December 18th, 1902; president, U. R. Brooks; secretary, S. T. Carter.

Sun Steam Laundry, Columbia (2768); business, laundry, dyeing and pressing; capital stock, $2,500; chartered, December 19th, 1902; president, J. A. Hoyt Jr.; secretary, C. M. Galloway.

SPARTANBURG COUNTY.

Apalache Mills, near Greers (2630); business, manufacturing cotton; capital stock, $350,000; chartered, August 18th, 1902; president, Lewis W. Parker; secretary, F. J. Inglesby.

Bivingsville Cotton Mill, Fairmont (2475); business, manufacturihg cotton; capital stock, $100,000; chartered, April 11th, 1902; president, C. P. Matthews; secretary, W. S. Montgomery.

Drayton Mills, Spartanburg (2546); business, manufacturing cotton; capital stock, $250,000; chartered, October 10th, 1902; president, A. B. Calvert; secretary, Gabriel Mouquie.

Globe Furniture Co., Spartanburg (2554); business, furniture; capital stock, $4,000; chartered, April 29th, 1902; president, C. F. DuBose; secretary, Walker Floyd.

Tyger Cotton Mill, Fairmont (2475); business, manufacturing cotton; capital stock, $100,000; chartered, April 11th, 1902; president, C. P. Matthews; secretary, W. S. Montgomery.

The Wetmore Development Co., Spartanburg (2439); business, manufacturing; capital stock, $3,000; chartered, January 31st, 1902; corporators, J. G. Evans, S. G. Finley and S. M. Wetmore.

SUMTER COUNTY.

Bank of Mayesville, Mayesville (2659); business, banking; capital stock, $15,000; chartered, September 2d, 1902; president, A. A. Sprouse; cashier, Robt. Chaffin.

Baskin-Rogers Hardware Co., Bishopville (2467); capital stock, $5,000; chartered, March 11th, 1902; president, W. C. Rogers; secretary, J. C. Baskin.

Bultman Bros., Sumter (2514); business, merchandising; capital stock, $4,000; chartered, March 25th, 1902; president, E. W. A. Bultman; secretary, W. R. Burgess.

Horn Dry Goods Co., Sumter (2577); business, mercantile; capital stock, $5,000; chartered, June 24th, 1902; president, J. M. Morrow; secretary, W. W. Horn.

George D. Shaw & Bro., incorporated, Sumter (2666); business, mercantile; capital stock, $8,000; chartered, September 2d, 1902; president, George D. Shaw; secretary, W. Graham Moses.

Stubb Brothers, Sumter (2606); business, mercantile; capital stock, $5,000; chartered, July 1st, 1902; president, C. P. Stubbs; secretary, S. W. Stubbs.

The Sumter Drug Co., Sumter (2542); business, drugs; capital stock, $2,000; chartered, April 14th, 1902; president, Douglass China; secretary, Charles S. Kingsmore.

The Sumter Planing Mills, Sumter (2566); business, sawing and planing; capital stock, $10,000; chartered, May 19th, 1902; president, E. L. Witherspoon; secretary, D. W. Cuttino.

The Rocky Bluff Lumber Co., Rocky Bluff Swamp, near Sumter (2737); business, manufacturing lumber; capital stock, $10,000; chartered, December 12th, 1902; president, H. L. Scarborough; secretary, H. L. Scarborough.

Crosswell & Co., Sumter (2749); business, mercantile; capital stock, $15,000; chartered, December 31st, 1902; president, J. K. Crosswell; sec., A. W. Crosswell.

UNION COUNTY.

County Mutual Benefit Association of America, Union (2641); business, mutual insurance; capital, $300; chartered, July 28th, 1902; president, D. H. Wallace; secretary, W. C. Nelson.

The Ophir Gold Mining Co., West Springs (2535); business, mining; capital stock, $10,000; chartered, April 9th, 1902; president, William K. Bellis; secretary, James O. Stillson.

Power Fuel Co., Union (2691); business, coal and wood; capital stock, $5,000; chartered, November 4th, 1902; president, A. P. Walker; secretary, S. M. Rice Jr.

Union Construction and Real Estate Co., Union (2742); business, real estate; capital, $2,000; chartered, December 17th, 1902; president, T. C. Duncan; secretary, L. G. Young.

Union Drug Co., Union (2759); business, drugs; capital stock, $6,000; chartered, December 20th, 1902; president, H. K. Smith; secretary, H. K. Smith.

J. F. Aiman Co., Jonesville (2465); business, merchandise; capital stock, $10,000; chartered, January 15th, 1902; corporators, J. F. Aiman and J. J. Littlejohn.

The Peoples' Bank, Union (2859); business, banking; capital stock, $60,000; chartered, January 17th, 1902; corporators, B. F. Arthur, T. C. Duncan, W. D. Arthur.

YORK COUNTY.

The Bedford-Telephone Co., Yorkville (2586); business, telephone; capital stock, $5,000; chartered, June 30th, 1902; president, Walter B. Moore; secretary, W. W. Lewis.

Catawba Real Estate Co., Rock Hill (2497); business, real estate; capital stock, $50,000; chartered, March 8th, 1902; president, John G. Anderson; secretary, J. B. Crighton.

Standard Drug and Manufacturing Co., Rock Hill (2596); capital stock, $8,000; chartered, June 28th, 1902; president, Myron H. Sandifer; secretary, Clarence J. Kuykendal.

Tirzah Ginning and Milling Co., Tirzah (2588); business, ginning and milling; capital stock, $2,000; chartered, June 21st, 1902; president, T. N. Oats; secretary, R. R. Allison.

RESOLUTIONS

OF THE

General Assembly

OF THE

STATE OF SOUTH CAROLINA.

Regular Session Beginning Tuesday, January 13, 1903.

SENATE CONCURRENT RESOLUTIONS.

A CONCURRENT RESOLUTION

Relating to Funeral of Chief Justice McIver.

Resolved by the Senate, the House of Representatives concurring, That a Committee of three be appointed on the part of the Senate and a Committee of five on the part of the House to attend the funeral of the late Chief Justice Henry McIver.

In the Senate,
Columbia, S. C., January 13, 1903.

The Senate adopts the within Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

R. R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 13, 1903.

The House agrees to the Concurrent Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Recommending the Setting Apart a Day to do Honor to the Memory of General Wade Hampton.

Resolved by the Senate, the House of Representatives concurring, That the Governor's special message recommending that a day be set

apart by the General Assembly to do honor to the memory of Wade Hampton, South Carolina's great soldier, statesman and patriot, be referred to a Special Committee, consisting of two members of the Senate, to be appointed by the President of the Senate, and three membrs of the House, to be appointed by the Speaker of the House, who shall make such arrangements as will appropriately carry out the Governor's recommendations.

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In the Senate,
Columbia, S. C., January 14, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT H. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., January 16, 1903.

The House agrees to the Concurrent Resolution and orders same returned to the Senate, with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to Elections at the Present Session.

Resolved by the Senate, the House of Representatives concurring, That it be referred to the Committee on Privileges and Elections of the two Houses, to ascertain and report what offices are to be filled by election of the General Assembly at the present session.

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In the Senate,
Columbia, S. C., January 14, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 16, 1903.

The House agrees to the Concurrent Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Fixing the Time for Election of a Chief Justice and Other Officers.

Be it resolved by the Senate, the House of Representatives concurring, That the two Houses shall meet in Joint Assembly on Tuesday, the 20th inst., at 12 M., for the purpose of electing a Chief Justice of the Supreme Court to fill the vacancy occasioned by the death of the late lamented Chief Justice Henry McIver.

Be it further resolved, That at the same time elections shall be held for the following officers: First. A Superintendent of the Penitentiary for the term of two years. Second. Three Directors of the Penitentiary for the term of two years each. That in making nominations for such officers, no remarks shall be indulged; and no more than one second shall be allowed to any nomination.

In the Senate,
Columbia, S. C., January 15, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., January 16, 1903.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to Inauguration.

Resolved by the Senate, the House of Representatives concurring, That a Committee consisting of two Senators and three members of the House be appointed, who shall wait upon the Honorable D. C. Heyward, the Governor-elect, and inform him of his election, and that they ascertain when it will please him to take the oath of office.

2. That the same Committee wait upon the Honorable John T. Sloan, and inform him of his election to the office of Lieutenant Governor, and that they inform him of the time fixed by the Governor-elect when it shall please him to qualify, and that they invite the Lieutenant Governor to be present at the same time for the same purpose.

3. That the said Committee do make the proper arrangement for the occasion of the taking of the oath of office by the Governor and Lieutenant Governor.

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In the Senate,
Columbia, S. C., January 20, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 20, 1903.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

In Regard to the Late General Wade Hampton.

I. Be it resolved by the Senate, the House of Representatives concurring, That the General Assembly cordially approves the action of his Excellency Governor M. B. McSweeney in inviting General

M. C. Butler to deliver before the Legislature an address upon the life and services of the late General Wade Hampton, and adopts his recommendations.

II. Resolved, That the two Houses meet in Joint Assembly on Friday, the 23d January inst., at 12 o'clock M., to receive the orator appointed and to hear his address, and otherwise pay suitable marks of respect to the memory of her great soldier and statesman.

III. Resolved, That the Joint Committee heretofore appointed be continued as a Committee of Arrangements to properly carry out the object of these Resolutions.

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In the Senate,
Columbia, S. C., January 21, 1903.

The Senate agrees to the Resolution and orders that it be returned to the House with concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 23, 1903.

The House agrees to the Concurrent Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Providing for the Election of a Code Commissioner.

Whereas, a vacancy exists in the office of Code Commissioner by reason of the resignation of W. H. Townsend, Esq. Therefore, be it

Resolved by the Senate, the House of Representatives concurring, That both Houses convene in Joint Assembly, on Tuesday next, January 27th inst., to elect a Code Commissioner for the unexpired term of W. H. Townsend, Esq., such election to be held immediately after the election for one Associate Justice of the Supreme Court.

In the Senate,
Columbia, S. C., January 22, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 27, 1903.

The House agrees to the Concurrent Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Prohibiting Speeches of More than one Second on a Nomination.

Resolved by the Senate, the House of Representatives concurring, That there shall be no speeches, and but one second in each instance, in presenting the names of candidates for Associate Justice to fill the unexpired term of Hon. Y. J. Pope, and for the position for Code Commissioner, on Tuesday, the 27th inst., in the Joint Assembly.

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In the Senate,
Columbia, S. C., January 26, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 27, 1903.

The House agrees to the Concurrent Resolution and orders same returned with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Looking to the Preservation of Old Fort Ninety-Six.

Whereas, Old Fort Ninety-Six, being the most complete relic of its kind existing in the United States, and a valuable object-lesson in the history of our nation. And whereas, the tunnel is being gradually destroyed by the ravages of time, and the fort is liable to be defaced or destroyed. Therefore,

Be it resolved by the Senate, the House of Representatives concurring,

1st. That it is the sense of the General Assembly of South Carolina, That the Government of the United States should acquire this fort and grounds, and preserve them as a memorial to the heroes of the colonial days and of the Revolutionary War.

2d. That the Clerks of the Senate and House of Representatives shall certify these Resolutions to the President of the United States and to the United States Senators and Representatives in Congress from South Carolina.

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In the Senate,
Columbia, S. C., January 27, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., February 17, 1903.

The House agrees to the Concurrent Resolution and orders same sent to Senate for concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Providing for the Election of Trustee for the South Carolina College.

Be it resolved by the Senate, the House of Representatives concurring, That when the Senate and House reconvenes this day, as

provided for in Joint Assembly, there shall be elected one Trustee for the South Carolina College to fill the vacancy occasioned by the resignation of the Hon. John T. Sloan; said election to be held forthwith after the election of a Code Commissioner.

Resolved, further, That if the purposes for which the Joint Assembly shall reconvene shall not be accomplished at a quarter of an hour before 3 o'clock this P. M., it shall be the duty of the presiding officer of the Joint Assembly to declare a recess until the hour of 8 o'clock P. M., this day.

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In the Senate,
Columbia, S. C., January 28, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., January 28th, 1903.

The House agrees to the Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Provide for a Committee to Examine the Accounts, Vouchers and Books of the Penal and Charitable Institutions.

Be it resolved by the Senate and House of Representatives of the State of South Carolina, That a Committee, consisting of one Senator, to be appointed by the President of the Senate, and two members of the House, to be appointed by the Speaker of the House of Representatives, be appointed, whose duty it shall be to examine the accounts, vouchers and books of the penal and charitable institutions of this State, as provided in Sec. 81, of Vol. 1, of the Code of Laws of South Carolina of 1902.

In the Senate,
Columbia, S. C., February 4, 1903.

The Senate agrees to the resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., February 5, 1903.

The House agrees to the Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Urging President Roosevelt to Approve the Act Providing for Additional Sessions of the Federal Court.

Be it resolved by the Senate, the House of Representatives concurring, That the President of the United States be, and he is hereby, most respectfully urged to approve an Act of Congress now passed, providing for sessions of the Federal Courts for this State, to be held in each of the cities of Spartanburg and Rock Hill, in this State, because of the great convenience it would afford to our citizens, and that a copy of this Resolution be forthwith forwarded by the Clerk of the Senate to his Excellency Theodore Roosevelt, the President of these United States, at Washington, D. C.

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In the Senate,
Columbia, S. C., February 5, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

ROBERT R. HEMPHILL, Clerk.

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In the House of Representatives,
Columbia, S. C., February 6th, 1903.

The House strikes out the resolving words of the Resolution and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relating to a Monument to General Wade Hampton.

Be it resolved by the Senate, the House of Representatives concurring, That a Joint Committee of Five be appointed to take into consideration the recommendation of the last Democratic State Convention in reference to the erection of a suitable monument to the memory of Wade Hampton; the Joint Committee to be composed of two on part of the Senate, appointed by the President of the Senate, and three from the House, appointed by the Speaker of the House.

—

In the Senate,
Columbia, S. C., February 5, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

ROBERT R. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., February 5, 1903.

The House agrees to the Resolution and orders same returned to the Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Proposing a Commission to Ascertain what Work is Necessary to be Done on the Inside of the State House, etc.

Be it resolved by the Senate, the House of Representatives concurring, That two Senators, to be appointed by the President of the Senate, and three Representatives, to be appointed by the Speaker of the House, who shall constitute a Commission to ascertain what work is necessary to be done to the inside of the State House, and to the roof thereof; also, to inquire and ascertain what is the condition of the heating apparatus, if the same can be repaired, and what will be the cost therefor. If it cannot be repaired, what will be the cost to put in a new heating plant. Further, to obtain estimates for erect-

ing a retaining wall around the terrace of the State House and approaches thereto, and to report the same to the General Assembly at its next session; and the said Commission shall be authorized to sit during the recess of the General Assembly.

In the Senate,
Columbia, S. C., February 17, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 18, 1903.

The House agrees to the Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

To Appoint a Special Commission to Consider the Completion of the State House.

Be it resolved by the Senate, the House of Representatives concurring, That the several reports of the Commission for the completion of the State House be, and the same are hereby, referred to a Special Committee, consisting of two Senators, to be appointed by the President of the Senate, and three members of the House of Representatives, to be appointed by the Speaker of the House of Representatives, to consider the same, and report to the next session of the General Assembly such facts and recommendations in reference thereto as they may deem advisable. That said Committee be empowered to sit during the recess, to appoint a secretary, and to employ an architect, to summon witnesses, and shall keep a record of all of its proceedings, and submit the same with the report to the General Assembly.

In the Senate,
Columbia, S. C., February 16, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

ROBERT R. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., February 17, 1903.

The House agrees to the Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Requesting an Appropriation from Congress to Straighten Pee Dee River.

Whereas, the physical condition, such as clearing and draining adjacent lands, has so changed along the head waters of the Pee Dee and such other rivers which flow into same, that all the lowlands from Cheraw until the same reaches near Georgetown have become almost valueless on account of the overflows in the Pee Dee River, which destroys all crops planted on same and renders it impossible to utilize said land for pasturage; and whereas, it appears that this condition could be changed if the said river was straightened; and it further appearing that from Cheraw to Georgetown there is only twenty-nine miles which is so looped as to cause this trouble, and that the necessary work could be done so as to straighten the said river by the expenditure of a small amount of money, which would make valuable all the lands bordering on the Pee Dee River, and at the same time make said river navigable by removing the bends and loops in same.

Be it resolved by the Senate of South Carolina, the House of Representatives concurring, That our Senators and Representatives in Congress be requested to use their best endeavors and efforts to secure an appropriation from the General Government for the purpose of having the said Pee Dee River straightened.

Resolved, That two engrossed copies thereof be transmitted, one

by the Clerk of the Senate and one by the Clerk of the House, to our Senators, to be submitted by them to the Representatives in Congress from this State, and that they together take such steps in the premises as their wisdom may dictate.

—

In the Senate,
Columbia, S. C., February 18, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

—

In the House of Representatives,
Columbia, S. C., February 19, 1903.

The House agrees to the Resolution and orders same returned to Senate with concurrence.

By order of the House.

TOM C. HAMER, Clerk.

A CONCURRENT RESOLUTION

Relative to Putting the State on a Cash Basis.

Be it resolved by the Senate, the House of Representatives concurring, That a Committee be appointed, consisting of two Senators and three Representatives, to be appointed by the President of the Senate and the Speaker of the House of Representatives, respectively, to consider how best to put the State upon a cash basis, what additional sources of revenue for the State are available, and what changes should be made in existing laws for the assessment and collection of taxes; that said Committee have power to sit during the recess; that said Committee file its report with the Governor by January 1st, 1904, to be by him transmitted to the General Assembly at its next session; and that said Committee be allowed its actual expenses only for not exceeding fifteen days, to be paid on the warrant of the Comptroller General upon an itemized account of said expenses filed with him.

In the Senate,
Columbia, S. C., February 20, 1903.

The Senate agrees to the Resolution and orders that it be sent to the House for concurrence.

By order of the Senate.

ROBERT R. HEMPHILL, Clerk.

In the House of Representatives,
Columbia, S. C., February 20, 1903.

The House agrees to the Resolution and orders same returned to the Senate.

By order of the House.

TOM C. HAMER, Clerk.

SENATE RESOLUTIONS.

January 13, 1903.

Mr. MAYFIELD:

Resolved, That so much of the Message of his Excellency the Governor as refers to finances, be referred to Committee on Finance; road improvement, to Committee on Roads, Bridges and Ferries; education, common schools, and colleges, to Committee on Education; Institution of Deaf, Dumb and Blind, and Hospital for Insane, to Committee on Penal and Charitable Institutions; child labor, to Committee on Commerce and Manufactures; special Courts and all other references to legal matters, to Committee on Judiciary; new mansion, Indian trust funds, and all other penal matters, to Committee on Finance; phosphate interests, to Committee on Mines and Mining; Railroad Commission, to Committee on Railroads; State militia and pensions, to Committee on Military; State Board of Health, to Committee on Medical Affairs; State Penitentiary, to Committee on Penitentiary; department of immigration, to Committee on Immigration; State Geologist, to Committee on Mines and Mining; Dispensary, to Committee on Dispensary; historical records, to Committee on Legislative Library.

Adopted.

Mr. BROWN:

Resolved, That it be referred to the Judiciary Committee to take appropriate action by Resolution or otherwise in regard to the death of the late Chief Justice Henry McIver.

Agreed to.

January 14.

Mr. ALDRICH:

Resolved by the Senate, That the President of the Senate be, and he is hereby, authorized to appoint one additional laborer for the Senate, to be under the control and direction of the Sergeant-at-Arms, and to receive the same compensation as the other laborers heretofore appointed.

Adopted.

January 21.

Mr. DAVIS:

Resolved, That the Clerk of the Senate have printed for the use of the Senate fifty additional copies each of the Journal and Calendar of the Senate.

Adopted.

January 23.

Mr. ALDRICH:

Wade Hampton is no more! On the eleventh day of April in the year of our Lord 1902, one of the most illustrious sons of South Carolina was gathered to his fathers, in a ripe old age, in the midst of "that which should accompany old age, as honor, love, obedience, troops of friends."

In the course of his long and eventful life, he discharged all the duties of a citizen both in war and peace in a manner worthy of the admiration of all succeeding ages.

His services in the war between the States, in the successive grades of command from Colonel of the Hampton Legion to Lieutenant General in the army of the Confederate States, will live forever on the pages of history. Shot and shell and steel left their marks on his princely frame to show how he redeemed his pledge of life and honor to South Carolina and the South.

After the great struggle of arms, his services in peace were fitly crowned by his redemption of the State in 1876, from the rule of the alien and traitor; by his administration as Governor, and his career in the Senate of the United States. He has left to the State of his birth and love the memory of a life worthy the honor, love, imitation and confidence of her sons for all times to come.

Be it resolved by the General Assembly of the State of South Carolina, in Joint Assembly convened:

First. That in the death of Wade Hampton, the State of South Carolina has lost her greatest soldier and statesman, who, called to the highest positions in great emergencies of public need, ever exemplified the most chivalric and filial devotion to her interests, honor and glory.

Second. That his services to the State deserve to be commemorated by a monument more enduring than brass, which shall keep forever green the memory of the life and virtues of Wade Hampton.

Third. That this preamble and these resolutions be properly engrossed and communicated to the family of the deceased.

Agreed to.

February 11.

Mr. RAYSOR:

Resolved, That Joint Resolution No. 161 be recommitted to the Committee on the Dispensary, and that Committee have power and authority to send for persons and papers, to employ a stenographer, and investigate the necessity for the passage thereof, and that the testimony before said Committee be reported to this session of the Senate, and that the Committee be allowed to sit during the sessions of the Senate.

Adopted.

February 13.

Mr. HYDRICK:

Resolved, That the Superintendent of the Penitentiary be, and he is hereby, required to transmit to the Senate at once the contract made with John M. Graham for the furnishing to him of convicts within the Penitentiary, and all papers in connection therewith, or copies thereof; and that he also inform the Senate whether or not the terms of said contract have been fully complied with by said Graham, and whether the Directors of the Penitentiary have had any trouble, under existing laws, in complying with the same on their part. And that the Clerk of the Senate furnish a copy of the foregoing Resolution forthwith to the Superintendent of the Penitentiary.

Adopted.

February 18.

Mr. RAYSOR:

Resolved by the Senate, That the portrait of the Honorable Arthur Middleton, an illustrious son of this State, who contributed so much to its former renown, and whose public services are gratefully enshrined in the hearts of the people, presented to the Senate by the Honorable John Izard Middleton, be and is hereby accepted, and that the thanks of the Senate are tendered to the donor.

Resolved further, That the Sergeant-at-Arms is instructed to place the portrait in an appropriate place in the Senate Chamber.

Adopted.

February 21.

I. Be it resolved by the Senate of South Carolina, That the thanks and acknowledgments of the Senate are due and are hereby tendered to Lieutenant Governor John T. Sloan, President of the Senate, for the high courtesy, generous consideration and distinguished ability with which he has presided over the deliberations of the Senate during the present session, and the ease and felicity with which he has dispatched the business of the Senate justifies the patriotic action of the people in placing him in his present high and honorable position.

II. Resolved, That the thanks of the Senate are likewise tendered to the Honorable John C. Sheppard, President *pro tem.,* for his continued able, courtly and efficient performance of the duties of the Chair, and that the Senate wishes for its said two presiding officers that prosperity, honor and happiness which their great worth, patriotism and abilities entitle them to.

Adopted.

Mr. RAYSOR:

I. Be it resolved, That the thanks of the Senate are due and are hereby tendered to its faithful, capable and courteous Clerk, the veteran soldier and accomplished citizen, General Robert R. Hemphill, for the efficient and satisfactory manner in which he has performed the important and arduous duties of the office of Clerk of the Senate, upon which the work of legislation so largely depends.

II. Resolved, That the Assistant Clerk, Mr. R. M. McCown, Sergeant-at-Arms J. F. Schumpert, Reading Clerk W. H. Stewart, and the other officers and employees of the Senate, are commended for the faithful and efficient performance of their duties, and the Senate wishes them all prosperity and happiness.

III. Resolved, That Messrs. Paul M. Brice and Frank P. Cooper, representatives of the press during the present session, are entitled to the acknowledgments of the Senate for their full, impartial and accurate reports of the proceedings of the Senate, and by their courtesy and kindness have earned the good will and highest consideration of the members of this body.

Adopted.

HOUSE RESOLUTIONS.

January 13:

Mr. MORGAN offered the following:

Resolved, That a Committee of Three be appointed to wait upon the Governor and inform him that the House is now organized and ready for the transaction of business.

Which was considered immediately and agreed to.

Mr. THOMAS offered the following:

Resolved, That the use of the hall of the House of Representatives be tendered to the South Carolina Bar Association for use at their annual meeting on Thursday evening, Friday afternoon and Friday evening.

Which was agreed to.

January 14:

Mr. MOSES introduced the following Resolution, which was considered immediately and agreed to:

Amend Rule 17 by inserting after the words, "A Committee on Banking and Insurance," the words, "A Committee on the Dispensary."

Mr. MOSES introduced the following Resolution, which was considered immediately and agreed to:

Be it resolved, That the Clerk have printed five hundred copies of the Rules for the use of the House.

January 15:

Mr. WINGO introduced the following Resolution, which was considered immediately and agreed to:

H. 4.—Resolved, That the Journals of the preceding day be placed upon the desks of the members of the House fifteen minutes before each daily session.

Mr. AULL introduced the following Resolution, which was considered immediately and agreed to:

H. 5.—The Supreme Court having assigned 8 o'clock of the evening of the 22d inst. for the memorial exercises, upon being informed of the death of the late Chief Justice:

Be it resolved, That the hall of the House of Representatives be tendered to the Supreme Court and Committee of Arrangements for said occasion.

Mr. AULL introduced the following Resolution, which was considered immediately and agreed to:

H. 6.—Be it resolved, by the House of Representatives, That the President and members of the Senate be invited to attend in the hall of the House of Representatives at 12 M. to-morrow, the 16th instant, to witness the opening and counting by the Speaker of the House of Representatives of the votes cast for Governor and Lieutenant Governor at the last general election.

January 17:

Mr. SINKLER introduced the following Resolution, which was considered immediately and agreed to:

H. 41.—Mr. Sinkler: Whereas the frequency of the demand for the holding of special terms of Court throughout the State indicates that the present congested condition of the calendars of the Courts may be relieved by legislation and the interests of the State subserved thereby,

Resolved, That a Committee consisting of two members from each Judicial Circuit be appointed by the Speaker to enquire as to the conditions of the Courts and as to the expediency of creating additional Judicial Circuits, with leave to report by bill or otherwise.

Mr. HERBERT introduced the following Resolution, which was considered immediately and agreed to:

H. 59.—Mr. Herbert: Resolved, That it be referred to the Committee on Rules to supervise the publication of the Rules of this House as heretofore ordered, and to see that all amendments and necessary corrections to said Rules be duly incorporated in the Rules to be printed.

Mr. LESESNE introduced the following Resolution, which was considered immediately and agreed to:

H. 60.—Mr. Lesesne: Resolved, That the Sergeant-at-Arms be authorized and required to provide the hall with twelve additional comfortable chairs like the ones used by the majority of the members, to be used by those members in the rear of the House who are now uncomfortably seated and cramped for room.

January 30:

Mr. THOMAS introduced the following Resolution, which was considered immediately, and agreed to:

H. 281.—Mr. Thomas: A Resolution providing for additional copies of the House Journal. Resolved, That the Clerk of the House have printed for the use of the House fifty additional copies of the House Journal.

February 3:

Mr. TATUM introduced the following Resolution, which was ordered for consideration to-morrow:

H. 350.—Mr. Tatum: A Resolution prohibiting driving across the State House grounds: Resolved, That the Secretary of State be, and the same is hereby, authorized and required to prevent wagon teams from passing over the State House grounds while the House of Representatives is in session.

February 17, continued, on motion of Mr. Moses.

February 7:

Mr. DEBRUHL introduced the following Resolution, which was considered immediately and agreed to:

Resolved, That only uncontested matters be taken up to-day, until all such matters on the Calendar are disposed of.

Mr. KIBLER offered the following, which was agreed to:

H. 457.—Mr. Kibler: Resolved, That no Bills shall be introduced after Wednesday next except through Committees.

Mr. EFIRD introduced the following Resolution:

H. 562.—Mr. Efird: Resolved by the House of Representatives, That no Bill or Joint Resolution shall be introduced into this House after to-morrow, the 12th February, 1903, except by a Committee.

Considered immediately and agreed to.

February 13, amended by striking out "12th" and substituting "14th."

February 16:

Mr. JEREMIAH SMITH introduced the following Resolution, which was considered immediately and agreed to:

H. 601.—Mr. Jeremiah Smith: Be it resolved, That during the remainder of this session all speeches shall be limited to five minutes, and no member shall speak more than once, on the same subject, except by unanimous consent of the House.

February 19:

Mr. DEBRUHL introduced the following Resolution, which was considered immediately and agreed to:

H. 660.—Mr. DeBruhl: Resolved, That all House Bills on the Calendar be continued until the next session of the General Assembly, and that after final adjournment the Clerk make up, and mail to each member of the House, a Calendar of all continued Bills.

February 21:

Mr. POLLOCK introduced the following Resolution, which was considered immediately and agreed to:

H. 673.—Mr. Pollock: Resolved, That the Speaker and the Clerk of the House be, and they are hereby, authorized to purchase new robes for their use out of the House contingent fund and the Clerk's contingent fund, respectively, for this term.

Mr. THOMAS introduced the following Resolution, which was considered immediately and agreed to:

H. 674.—Mr. Thomas: Resolved, That the use of the Hall of the House of Representatives be tendered to the Tri-State Medical Association to convene in the city of Columbia, February 25-26.

Mr. DOWLING offered the following Resolutions, which were unanimously agreed to:

Whereas, the Hon. M. L. Smith has presided over the deliberations of this body with fairness, efficiency and marked ability; and

Whereas, each member hereof, speaking as a Representative and as an individual, desires to place upon record his appreciation and

endorsement of the Speaker of this House; and

Whereas, we are about to say good-bye for a season, and are taking our leave; therefore,

Be it resolved, That the House hereby tenders the Hon. M. L. Smith its appreciation of the able and impartial manner in which he had ruled over its deliberations, wishing him Godspeed in all things pertaining to his welfare and happiness, and looking forward with confidence to his presiding at the next session.

Be it further resolved, That the House hereby tenders its thanks to the Hon. T. Y. Williams for his impartial rulings and efficient manner in which he presided over the House as Speaker *pro tem.*

Be it further resolved, That the House tenders its thanks to the Clerk, Col. Tom C. Hamer, and to J. Wilson Gibbes, the Assistant Clerk, and J. S. Withers, J. S. Wilson and all other officers and attaches who have so faithfully contributed to the satisfactory dispatch of the business of this body; and to Messrs. August Kohn and William Banks for the fair and impartial reports they have made of the proceedings, in The News and Courier and The State, the newspapers which they respectively represent.

Mr. TATUM offered the following Resolution:

H. 675.—Mr. Tatum: Resolved, That a Committee of Three be appointed to wait on his Excellency the Governor and ascertain if he have any further communication to make to the General Assembly, as this body is now ready to adjourn *sine die.*

Considered immediately and agreed to.

HOUSE CONCURRENT RESOLUTIONS.

January 15:

H. 7.—Mr. SINKLER: A Concurrent Resolution:

Whereas, President Roosevelt has recently named W. D. Crum for Collector of Customs at the port of Charleston, and said appointment is now pending confirmation by the Senate; and

Whereas, the President has ignored the earnest protest of the Mayor and citizens representing the business interests of Charelston against said appointment in that the wishes of the people were disregarded and the interests of the port would materially suffer thereby; and

Whereas, it is in consonance with the fundamental principles and genius of our government that the power of appointment vested in the Executive should be exercised not arbitrarily but with regard to the sentiment and commercial interest of the community affected thereby; be it

Resolved, by the House of Representatives of the State of South Carolina, the Senate concurring:

1. That we hereby place on record our protest against the appointment of W. D. Crum for Collector of Charleston as detrimental to the commercial interests of the principal port of the chief city of our State and in disregard of the sentiment and wishes of our people.

2. That we hereby appeal to our Senators to exert their earnest efforts to prevent the confirmation of W. D. Crum.

3. That a copy of these resolutions be forthwith sent to our two Senators.

Considered immediately, agreed to and ordered sent to the Senate for concurrence.

January 17, returned by the Senate with concurrence.

January 16:

H. 17.—Mr. WINGARD: A Concurrent Resolution.

Resolved by the House of Representatives, the Senate concurring,

That a Committee, to be composed of five members, three of whom shall be from the House, to be appointed by the Speaker of the House, and two from the Senate, be, and the same is hereby constituted, whose duty it shall be to ascertain what officers are to be elected by the present General Assembly, and the said Committee shall forthwith make a report of their findings to the House and Senate.

Referred to the Committee on Privileges and Elections.

January 21, reported on favorably by Committee.

January 24, agreed to and sent to the Senate.

January 27, returned by the Senate without concurrence.

H. 18.—Mr. HERBERT: A Concurrent Resolution.

Be it resolved by the House of Representatives, the Senate concurring, That the joint rules of the Senate and House of Representatives in force during the session of 1902, be, and they are hereby, adopted as the joint rules for the government of the Senate and the House of Representatives during the present session.

Considered immediately, agreed to and ordered sent to the Senate for concurrence.

January 21, returned by the Senate with concurrence.

H. 19.—Mr. RAINSFORD: A Concurrent Resolution in relation to election of a United States Senator from South Carolina to succeed the Hon. John L. McLaurin:

Whereas, the term for which the Hon. John L. McLaurin was elected by the present General Assembly, and the said Committee United States will expire on the 4th day of March, A. D. 1903; and

Whereas, it is necessary by law to proceed to an election of a United States Senator on the second Tuesday after the meeting and organization of the General Assembly of the State; and

Whereas, Tuesday, the 27th day of January, 1903, is the second Tuesday after the meeting and organization of the same, therefore, be it

Resolved by the House of Representatives of the State of South Carolina, the Senate concurring:

1. That at 12 o'clock M., on Tuesday, the 27th day of January, instant, the two Houses, in their respective halls, proceed to vote for a person to represent the State of South Carolina in the Senate of the United States for the term of six years, commencing March 4, 1903.

2. That on Wednesday, the 28th day of January, instant, at 12 o'clock M., the two Houses meet in Joint Assembly to aggregate the votes for Senator, and take such other actions as may be required by law, and declare the result of such election.

Considered immediately, agreed to and sent to the Senate for concurrence.

January 27, returned by the Senate with concurrence.

January 17:

H. 42.—Mr. WADE: A Concurrent Resolution asking the assistance of the United States Drainage and Irrigation Department of the Department of Agriculture to investigate and report the best methods of reclaiming and irrigating the lands of South Carolina.

Whereas, large acres of the most fertile lands of the State of South Carolina are rendered worthless from their lack of proper drainage and from lack of knowledge of controlling water for purposes of irrigation; and

Whereas, the reclamation of said land would redound to the interest of the State and the people at large, provided irrigation and drainage can be so used as to prevent the washing of the soil, causing the valleys to fill with gravel and the filling up of the streams with soil; therefore, be it

Resolved by the House, the Senate concurring:

Section 1. That the Senators and members of Congress of South Carolina be, and are hereby, requested and urged to use their influence with the United States Irrigation and Drainage Department of the Department of Agriculture to cause competent engineers to make a preliminary investigation in this State to determine whether or not irrigation and drainage can be applied so as to prevent injury to our lands as to assist our people in their agricultural pursuits, and to ascertain the expense thereof.

Sec. 2. That our Senators and Representatives in Congress be requested to secure this service at the expense of the National Government and without expense to the State of South Carolina.

Sec. 3. That the faculty of the Clemson Agricultural and Mechanical College is duly requested to co-operate with and furnish all information to said United States Department or engineers without incurring any expense to the State.

Sec. 4. That a copy of these resolutions be served on each of our Senators and members of Congress.

Ordered for consideration to-morrow.
January 20, agreed to and sent to the Senate.
January 30, returned by the Senate with concurrence.

January 21:

Mr. POLLOCK introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered sent to the Senate:

H. 83.—Mr. Pollock: Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in Joint Assembly in the Hall of the House of Representatives on the 22d inst., at 12 o'clock M., for the purpose of electing one Associate Justice of the Supreme Court, to fill out the unexpired term of Justice Y. J. Pope, who has resigned.

January 23, returned by the Senate with amendment, which was agreed to.

January 24:

Mr. COOPER introduced the following, which was ordered for consideration to-morrow:

H. 171.—Mr. Cooper: A Concurrent Resolution permitting the introduction of a Bill to amend the charter of the Clinton College Association: Be it resolved by the House of Representatives, the Senate concurring, That a Bill to amend the charter of "The Clinton College Association," to wit: "A Bill to amend an Act entitled 'An Act to incorporate the Clinton College Association,' approved December 24, A. D. 1890, by striking out all the Sections of said Act and inserting other Sections in lieu thereof," be, and the same hereby is, allowed to be introduced in accordance with the requirements of the Constitution of this State.

January 27, the Concurrent Resolution, not having received the necessary two-thirds vote of all the members of the House, was lost.

January 26:

Mr. EFIRD introduced the following Concurrent Resolution, which was ordered for consideration to-morrow, printing and reference being dispensed with:

H. 173.—Mr. Efird: A Concurrent Resolution to fix the time for

the adjournment of this General Assembly: Resolved, by the House of Representatives, the Senate concurring, That the eleventh day of February, A. D. 1903, be, and the same is hereby, fixed as the day on which this General Assembly shall adjourn *sine die*.

February 11, tabled and withdrawn from the files of the House.

Mr. LYLES introduced the following Concurrent Resolution, which was ordered for consideration to-morrow:

H. 174.—Mr. Lyles: Be it resolved by the House of Representatives, the Senate concurring, That a Bill for a special charter to incorporate "The Union Manufacturing and Power Company" be allowed to be introduced, and when so introduced may pass the same as other Bills.

January 30, returned by the Senate with concurrence.

January 27:

Mr. WINGO introduced the following Concurrent Resolution:

H. 192.—Mr. Wingo: Be it resolved by the House of Representatives, the Senate concurring:

Whereas, it is expedient that the State Superintendent of Education have his office in the State Capitol; and

Whereas, it is necessary that two offices be so assigned; therefore, be it

Resolved, That the Agricultural Committee be transferred to the room over the Ways and Means Committee room, and that the room now used by the Agricultural Committee, with the room on the third floor immediately over it, be assigned to the State Superintendent of Education.

Indefinitely postponed, on motion of Mr. Moses.

January 30:

Mr. JOHNSON introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate:

H. 259.—Mr. Johnson: A Concurrent Resolution relating to the examination of the accounts of certain State officers: Resolved by the House of Representatives, the Senate concurring, That a Committee of Three, consisting of two members of the House, to be appointed by the Speaker of the House, and one member of the Senate,

to be appointed by the President of the Senate, be, and is hereby, constituted to examine the accounts of the State Treasurer, Comptroller General and Commissioners of the Sinking Fund, as provided by law, and said Commission shall make a report to the General Assembly in accordance with law.

January 31, returned by the Senate with concurrence.

Mr. COOPER introduced the following Concurrent Resolution:

H. 261.—Mr. Cooper: Be it resolved by the House of Representatives, the Senate concurring, That a Bill to incorporate the "Board of Trustees of the Presbyterian College of South Carolina" be, and the same is hereby, allowed to be introduced, in accordance with the requirements of the Constitution of this State.

Agreed to and ordered sent to the Senate.

January 31, returned by the Senate with concurrence.

Mr. JOHNSON introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate:

H. 282.—Mr. Johnson: Resolved by the House of Representatives, the Senate concurring, That the two Houses meet in Joint Assembly on February 3, at 8 o'clock P. M., for the purpose of electing one Trustee for Winthrop College to fill the vacancy caused by the resignation of the Hon. C. A. Woods.

February 3, returned by the Senate with concurrence.

February 5:

Mr. BOMAR introduced the following Concurrent Resolution, which was considered immediately:

H. 373.—Mr. Bomar: Be it resolved by the House of Representatives, the Senate concurring, that a Bill for a special charter, to wit: A Bill to incorporate the Electric Manufacturing and Power Company, be, and the same is hereby, allowed to be introduced.

Agreed to and sent to the Senate.

February 6, returned by the Senate with concurrence.

Mr. WILLIAMS introduced the following Concurrent Resolution, which was considered immediately:

H. 374.—Mr. Williams: Be it resolved by the House of Representatives, the Senate concurring, That a Bill for a special charter

(entitled "A Bill to incorporate the Indianola Water Power Company") be allowed to be introduced, and when so introduced may pass the Senate and House as other Bills.

Agreed to and sent to the Senate.

February 6, returned by the Senate with concurrence.

Mr. MIMS introduced the following Concurrent Resolution, which was ordered for consideration to-morrow:

H. 412.—Mr. Mims: Be it resolved by the House of Representatives, the Senate concurring: Section 1. That leave be, and hereby is, given to introduce a Bill entitled "A Bill to amend an Act entitled 'An Act to incorporate the American Land and Improvement Company,'" approved December 24, 1891.

February 17, agreed to and sent to the Senate.

February 12:

Mr. JOHNSON introduced the following Concurrent Resolution, which was ordered for consideration to-morrow:

H. 564.—Mr. Johnson: Be it resolved by the House of Representatives of South Carolina, the Senate concurring, That on Saturday, the 21st day of February, 1903, the General Assembly of the State of South Carolina do stand adjourned *sine die.*

February 18, agreed to and sent to the Senate.

February 20, returned by the Senate with concurrence.

Mr. WINGARD introduced the following Concurrent Resolution, which was referred to the Committee on Federal Relations:

H. 571.—Mr. Wingard: A Concurrent Resolution to urge upon the Senators and members of Congress of South Carolina the necessity for an increase in our navy:

Whereas, South Carolina believes in the principles promulgated in the "Monroe Doctrine" of opposition to foreign aggression, and the acquisition of territory in the Western Hemisphere by transmarine powers, to the maintenance of which doctrine we are irrevocably committed; and, whereas, the situation in Venezuela is a warning to this nation, and emphasizes the importance of our being prepared as a nation to preserve the inviolability of our own domain and that of sister republics from foreign domination,

Resolved by the House of Representatives of South Carolina, the Senate concurring, That the Senators and Representatives in the

Congress of the United States, from this State, be, and they are hereby, respectfully requested to employ their efforts to procure the enactment by Congress of such laws as will provide for the strengthening and improvement of the navy of the United States, to the end that we may at all times, and under all circumstances, cope with foreign powers upon the sea, and thus preserve and maintain the national principles which we cherish.

Resolved, further, That these Resolutions be properly engrossed and forwarded by mail to the Senators and members of Congress for South Carolina.

February 17, on motion of Mr. Wingard, the vote whereby the Concurrent Resolution was referred to the Committee on Federal Relations was reconsidered, and the Resolution was ordered for consideration to-morrow.

February 13:

Mr. EFIRD introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate:

H. 588.—Mr. Efird: Whereas, the roof recently placed on the State Capitol leaks and is very defective, and lets quantities of water into said building, to the great damage thereof, and to the discomfort and inconvenience of members of the General Assembly and State officers; and

Whereas, the company that furnished and placed said roof gave a bond to do said work in a proper and workmanlike manner; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Attorney General be, and is hereby, required forthwith to ascertain whether there can be a recovery from said company on said bond by the State of South Carolina on account of the breach of said bond, and resultant damages to this State.

February 17:

The WAYS AND MEANS COMMITTEE introduced the following Concurrent Resolution, which was considered immediately, agreed to, and ordered to be sent to the Senate:

H. 642.—Ways and Means Committee: A Concurrent Resolution for the introduction of a Bill: Be it resolved by the House of Rep-

resentatives, the Senate concurring, That leave is hereby granted for the introduction of a Bill to authorize the Lexington and Columbia Railway Company to construct its track through certain Counties, and for other purposes.

February 18, returned by the Senate with concurrence.

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